

Newark, New Jersey, January 3, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 1:30 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Francis Heinen, St. Ann's Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Anthony Console, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 22, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris stated it is the policy of this Body, unless it is done by vote, not to have television cameras at the meeting. He was made aware that the Members of this Council, in his absence at the last meeting, consented to television for that meeting and that meeting only, and unless it's brought up by one Member of this Body, that rule will be held steadfast that there will not be any television cameras permitted during the actual conduct of this meeting.

Councilman Carrino moved that the Municipal Council allow the television cameras to proceed with what they want to do prior to the meeting, seconded by Councilman Martinez.

President Harris stated a motion has been made by Councilman Carrino, seconded by Councilman Martinez to the effect to permit the television cameras to operate prior to the meeting today.

Councilman Carrino questioned whether the rule to operate cameras during the meeting can be waived.

President Harris replied in the affirmative.

Councilman Carrino changed his motion that we allow the electronics media to be here during the meeting.

January 3, 1979

January 3, 1978

Councilman Tucker stated he has no problem in having all of the meetings open to the media. The question he will not support is having one meeting approved and another meeting denied. It is his opinion that all meetings of the City Council should be open to the press. He doesn't like to vote at one particular meeting and at the next meeting close it out. So if the maker of the motion wants to make the motion to have all meetings open to the press, he thinks we should do that rather than talk about this meeting versus next meeting. We're not dealing with one particular issue. If we leave it in that whole question of we'll do it for this meeting and we'll not do it for that meeting, then we'll allow ourselves, if we're interested in an issue, to invite the press. What his concern is, either all or nothing, and he thinks we should stop just voting on each one of these motions because it doesn't do any good.

Councilman James remarked he stated upstairs that he is not opposed to the public media being allowed into our meeting. He feels that as public officials, certainly there is nothing wrong with public disclosure of coverage of the meeting. However, he must say that he is somewhat shocked and taken aback by the actions of his colleagues because if the motivating reason that the cameras are here today is due to a proposal which he read in the newspaper today on a possible ordinance to increase and make it mandatory to maintain a certain level of policemen in our City, then he thinks it is wrong for issues to be raised in the newspapers and not to be raised in our pre-conference meeting where all the Members of the Council would be allowed to research, obtain information and data, and come to this meeting fully prepared and intelligent enough to explore and discuss that matter. He thinks it becomes highly political if you stage an issue in the paper and then the cameras come behind that issue and the Members of this Body have had no opportunity, although we were in the meeting yesterday, to prepare for that issue. He felt the Council should have the desire and the interest, if you have a just cause, to explore those issues at our pre-conference meeting, then he would not be concerned with the public, but he does not like to see this Council being used as a political football for particular issues.

Councilman Carrino pointed out he had nothing basically to do with the issue of that press release that was in the paper yesterday. All he knows is that the cameras and the television people are here today. If it were up to him to vote, he doesn't see any reason why these meetings should be covered by the media all the time. He doesn't think we as the Council should lose our right to vote on that specific issue whenever it comes up. With respect to what Councilman Tucker was talking about



to make a blanket yes or no, then he thinks it takes away our rights as individual Councilmen to vote yes or no. But as far as this one issue is concerned, he would assume that the overriding issue for today's meeting, judging by the list of speakers that are going to be here today, has to do with the overall situation of layoffs and not one specific issue that Councilman James might be referring to.

President Harris indicated that he must go along with the thinking as expounded by Councilman Tucker. He most certainly would be receptive to the public being given the opportunity to see us in action because he feels that it would be a better process of educating the citizens of the City of Newark as to the function of their government. It is distasteful when he finds at times when he visits some of the schools when some of our youngsters are not aware of their government, but not only the youngsters, but unfortunately, some of the teachers. He finds that people confuse the legislative responsibility of the Council with the Administrative responsibility of the Administration, the Mayor and his Cabinet. But he doesn't believe that today is the proper time for us to make that determination. It should be discussed at greater length and it should be done at a pre-conference meeting. If there is no further discussion dealing with the subject of permitting the television cameras to record today's session, then he will call for a roll call to see if it would be acceptable for today.

The motion to allow electronics media to be here during the meeting was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD NOVEMBER 9, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF

January 3, 1979

NOVEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 4-c.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF NOVEMBER, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT - APPEALS./ 4-A-1.

The City Clerk read APPLICATION OF L-R METAL TREATING, OWNER AND APPLICANT FOR A VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK, SO AS TO PERMIT IN A 2ND BUSINESS DISTRICT 1-STORY ADDITION TO EXISTING HEATING PLANT ON PREMISES 129-133 PACIFIC STREET.

The Board of Adjustment at its regular meeting September 5, 1978 laid over this application to October 16th, pending an inspection and report by the Industrial Hygiene Commission.

The Board of Adjustment at its regular meeting October 16, 1978 laid over this application to November 8th, until copy of transcript of the first hearing and this hearing will be ordered and paid for by the applicant.

The Board of Adjustment at its regular meeting November 8, 1978 approved above application by a vote of 5 Ayes, 2 Nays.

An appeal in the above matter was filed in the Office of the City Clerk on November 21, 1978. The transcript in connection with this matter was received by the City Clerk on December 21, 1978.

On December 22, 1978 the City Clerk notified the applicant, his attorney and the appellant that an appeal in this matter will be heard by the Municipal Council at their regular meeting January 3, 1978 at 1:00 P. M., in the Council Chamber, second floor, City Hall, Newark.

Each Member of the Council was furnished with a copy of the transcript in connection with this application.

This is the time and place for the appeal to commence.

January 3, 1979

President Harris called for those desiring to be heard on this appeal, give his name and address and be heard.

MR. ANTHONY J. IULIANI, representing the applicant in its original petition for the Board of Adjustment appeared.

MR. NUNZIO PETITE, 121 PACIFIC STREET, NEWARK, NEW JERSEY, stated he is objecting since it was his impression that a motion was presented to the Board sometime in October which he thought was defeated and to his knowledge of Robert's Rules of Order that unless a motion is considerably changed it can not be re-presented at that meeting. The only change was that they would wait for reports from the so-called Newark Board of Health or whatever organization there was that was going to check on what we had complained about. Mr. DiBenedito came on his own time and testified subsequently some time in November that he was there on his own time because the Board could not afford to pay him overtime and at that particular time he did indeed find them in violation. But his wording at that particular meeting was in such a way to make it sound that the violation was not as severe as the people in the community said it was. That is not in the statement of fact.

Mr. Petite claimed the reason why he was getting such a loud reading was because of noises from a saloon and even after the so-called noises were stopped at his request, it was in still in excess of 58 or 60 decibels for an evening noise level which is against the law. We're not here to really try to drive these people out of business. Mr. Iuliani seems to think because they have been our neighbors for over 25 years or close to 25 years and we've really had no problems with them until the last few years when they put in a particular kind of scrubbing machine which Mr. Belnick from L-R Company says is a unique machine in their business and they're the only ones who have the patent on this machine. In the course of operating this machine, when it was first put in on Vesey Street, it was banging at over 65 and 70 decibels, 24 hours a day 27 times a minute. We protested, to no degree of satisfaction. The only time we received any type of satisfaction is when the L-R people attempted to redesign their building and on a lot that they had there, they wished to build another building. The purpose of this building, according to what he can understand of the testimony, is to bring in three more similar type of machines from their Long Island plant into their Newark plant. What they had done since that time, they have quieted the machines and we cannot deny that. But we don't have any guarantee that now, because we have been filing protests, that this machine is going to be quiet. In fact, just the other evening the machines were making noise again and in the winter time the noise is not quite so bad because they do have their doors closed. In the summertime

January 3, 1979

they have their overhead doors open all the way, 24 hours a day, even when we attempt to sleep. It is a type of brainwashing when you're sleeping and you are subconsciously hearing this banging. They have one door, when we finally protested, that they completely closed. They had another overhead door which, in testimony at the last meeting of the Board of Adjustment, said that there were no doors open, which was also a mis-statement of fact because this overhead door had been broken for approximately four years and it has never been repaired and was opened approximately three feet at all times.

President Harris informed Mr. Petite he has just been handed a note by a member of the Corporation Counsel's Office who represents us and keeps us abreast legally as to how we should conduct this in order to conform to the law which states that the speaker can only summarize the record as given at the Board of Adjustment hearing to back up his argument.

President Harris requested Assistant Corporation Counsel Bressler to approach the podium.

Assistant Corporation Counsel Bressler stated the Council may hear argument which appears on the record. The Council may not hear new testimony. The appellant may refer to the testimony that was presented before the Board of Adjustment and he may refer to it in backing up his argument but he may not testify anew.

Councilman Carrino pointed out it might help to know that each of the Members of the Council is in receipt of and has looked at the actual transcript from the original meeting so that all nine Members of the Council are aware of the arguments presented.

Mr. Petite replied he thinks that this particular company and other companies such as them are flaunting the law because they realize that because of the economic conditions of this City they cannot be policed the way they are supposed to be policed.

President Harris pointed out the fact is, that we have to make a decision predicated on the transcript and we cannot go beyond that. In order to conform to the attorney's request, he requested the speaker indicate he is a strong objector and that his argument which has been made before the Board still stands and he and other residents of the area, and he can cite the number, are objectors and so that he is standing as an objector, along with the other objectors, then we will not be going astray of the existing law that he must adhere to and we must adhere to and he thinks that way we would be safer.

MS. ROSE MIKTUS, 125 PACIFIC STREET, NEWARK, NEW JERSEY, stated her objections are the same as they were at the Board of Adjustment meeting. Our last reading from

the Environmental Protection was 11 to 14 degrees above the normal. When Environmental Protection first came down, they asked if she would keep a record of the ammonia that comes into her home. This is a big problem, the noise is one problem at night. We don't object during the daytime, it's the night noise when they put on this new machine, it's a very loud machine.

Assistant Corporation Counsel Bressler noted it appears that Ms. Miktus did not sign the appeal and therefore she is not one of the parties to the action. The appeal was signed by Mrs. Petite. The law states that the Council may hear, may receive written argument or hear oral argument of the party. Now, the applicant before the Board of Adjustment is represented by Mr. Iuliani. The other party who would be the objector would be the one who took an appeal and Ms. Miktus did not, as she understands it, did not take the appeal.

Councilman Carrino said so it's not one of the original group of objectors that could come up here and testify, but just the people who signed the appeal.

Assistant Corporation Counsel Bressler replied that was correct.

Mr. Iuliani, representing the applicant, agreed with the opinion rendered by the Assistant Corporation Counsel that this Council is only guided by the transcripts that are before it. He presumes that each and every Councilman here has read those transcripts with some thoroughness. All the testimony was presented before the Board the Adjustment, a committee of seven people. The objectors had their opportunity to present any objections that they may have had before the Board of Adjustment. They also had the opportunity to produce expert witnesses to corroborate their objections such as noise or air pollution and in fact they did, but the interesting thing here, and he has to agree with the objector who stated it before he left, that if he has to stand on the transcript, he hasn't got a leg to stand on and that is true because he had over two or three nights over a long period of time to bring any experts in that he thought necessary to substantiate what he tried to testify himself without expert training. An example of that was given here by the other objector who said something about a number of noise sounds. Well anybody can say anything they want but you have to rely upon expert testimony. It was the Board of Adjustment members, before rendering a decision, who adjourned the matter to bring in special reports by experts in the form of employees from the City of Newark and they so testified. From their findings, which are before the Council in the form of transcripts, they indicate that there was no noise level or odor level and therefore the Board of Adjustment by a 5 to 2 vote

January 3, 1979

voted in favor of the application. At this point for him to go beyond anything else would be useless. He would like to point out to the Councilmen here that they are bound within the confines of the transcripts that are before the Council and no extraordinary thought should be given to other matters other than what's within the transcript.

Councilman Martinez stated this is an appeal made by the residents of the East Ward. As he understands the law relating to the granting of a use variance, the applicant must show that there is a special reason for the variance and that it can be granted without substantial detriment to the public good.

Councilman Martinez said that he has read the transcript of the hearing before the Board of Adjustment in this matter and finds no special reason for granting the applicant a use variance for the construction of an addition to its existing heat treating plant in a 2nd Business District. Although the applicant's attorney has represented that the addition is necessary if the operation is to remain in Newark, the fact that the plant may leave the City does not constitute a special reason. Even the resolution of the Board of Adjustment granting the variance does not state that a special reason exists. The testimony of the objectors indicates that there is presently inadequate parking in the area. The elimination of a parking lot which holds 15 to 20 cars in order to construct the addition, and the anticipated hiring of 5 or 6 more employees after the addition is built would exacerbate the parking problem. There was no testimony of a Traffic Engineer to rebut the testimony of the objectors with regard to parking. Although an officer of the company did indicate that the company would attempt to purchase or lease parking space in the area, he stated that it would use the street for parking if they could not buy or rent the space.

Councilman Martinez moved that the decision of the Board of Adjustment to grant a use variance to construct an addition to a heat treating plant in a 2nd Business district be reversed and the application be denied for two reasons: 1) No special reason has been shown for the granting of the variance and 2) The variance cannot be granted without substantial detriment to the public good as the loss of the plant's parking area in order to build the addition and the expansion of the operation by hiring additional 5 or 6 employees would exacerbate the parking problems in the area.

The motion was seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curblane of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY

January 3, 1979

STREET.

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES, OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE APPROVING THE PURCHASE OF PREMISES COMMONLY KNOWN AS 294-308 AVENUE P, BLOCK 5060, LOT 138, NEWARK, NEW JERSEY, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-5. (\$77,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Director of Engineering Zach met with the Council December 19, 1978)



Councilman Carrino stated he would vote on the affirmative on the condition that this site be used solely for the purpose of a training facility for the Newark Police Department and not in any way be used as a police substation.

Councilman Bottone stated to justify his negative vote, for the record, at the pre-meeting conference yesterday he asked that a plan of the building be brought to the Council, also how many policemen would be there that would be taken from other buildings to man this building, where the money would come from to support this building, how much it would cost and where the money would come from, out of what budget, whether MPDO, Newark City taxes, Federal monies and all these four questions have not been answered and he hoped by the second reading and final passage that some of these answers will be forwarded to the Council.

A motion to adopt the ordinance on first reading and direct the City Clerk to communicate with Business Administrator Buck requesting the following records and/or information relating to this ordinance prior to the next meeting of the Municipal Council January 17th, 1979: 1) A copy of the proposed building plans; 2) The number of police officers who would eventually be assigned to this new facility; and 3) The amount and source of funds to be budgeted for maintenance and operation of the facility was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Bottone.

President Harris: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 17, 1979.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING AND RE-ADOPTING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Bressler, Acting Director Allen, Mayor's Policy and Development Office and Secretary Adams, Central Planning Board met with the Council)

January 3, 1979

A motion to adopt the ordinance on first reading was made by Councilman Tucker seconded by Councilman Carrino.

Councilman Tucker stated although the Zoning Ordinance now on consideration by this Council, is, on the whole, fairly consistent with the Land Use Element of the Master Plan which was adopted by Central Planning Board on December 14, 1978, in some areas the Land Use Element differs from the Zoning Ordinance as the Ordinance reflects the Zoning Districts as they presently exist. The inconsistencies between the Land Use Element and the Zoning Ordinance are due to the fact that it is necessary to further investigate the areas which are inconsistent before implementing the Zoning changes. This investigation should also take into consideration alternative zoning mechanism such as plan unit development, cluster zoning and incentive zoning, in order to enhance the desirability of building and developing within the City of Newark.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 17, 1979.

A motion to remove from the Table "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE OFFICE OF THE MAYOR, MUNICIPAL COURTS)," was made by Councilwoman Villani, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE OFFICE OF THE MAYOR, MUNICIPAL

COURTS).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled December 20, 1978)

(Ordinance removed from the table January 3, 1979)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Johnson.

Councilman Carrino questioned how we can justify this which is approximately 13 to 17 people in the Courts who are on a federal program and now we are going to put them on the City Budget that will cost \$117,000. and we are trying to solve a problem for policemen, garbagemen, teachers and everybody else. He doesn't know why all of a sudden this came off the table but yesterday at the pre-meeting conference we were given an indication by the Business Administrator that something was in the works to find money to save those people and now we are going to take them off the hook and put them on the City Budget. If Judge Blake from Essex County feels we need those positions, in order to maintain the courts, then let the County give us \$117,000. to run those courts. These are positions that we put in the City because of Federal programs that allowed us to use that money. Now the money has run out and we are to put those people in the City Budget when essential services are not being given to the people who are hired by the City of Newark to perform those services.

Councilman Carrino thought that we are setting a very bad precedent if we put those people on the City Budget until we solve the problems of the laid off City employees.

Councilwoman Villani requested the City Clerk to read into the record letter addressed to Judge Booker from Judge J. Blake and she thinks that this will certainly give us another viewpoint.

City Clerk D'Ascensio read the following letter into the record:

### SUPERIOR COURT OF NEW JERSEY



CHAMBERS OF  
ARTHUR J. BLAKE  
ASSIGNMENT JUDGE

ESSEX COUNTY COURTS BLDG.  
NEWARK, N. J. 07102

December 22, 1978

Honorable Irvin B. Booker  
Presiding Judge  
31 Green Street  
Newark, New Jersey 07102

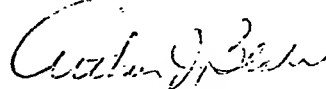
January 3, 1979

Dear Judge Booker :

It has been called to my attention that the City Council has failed to pass the ordinance setting forth certain titles which are necessary to the operation of the Newark Municipal Court. This is most short-sighted and seems to be an indication of an inability of the City Council to recognize its obligation to fully implement the court personnel.

I wish to be kept advised of this circumstance and perhaps, if necessary, I will undertake the appointment of personnel pursuant to my power as the Assignment Judge in full charge of all the courts located in this county.

Respectfully,



Arthur J. Blake, A.J.S.C.

AJB:ki

cc: Mayor Kenneth A. Gibson  
Members, City Council  
Milton A. Buck, Esq., Business Administrator

President Harris stated the Council will carry out its responsibilities with respect to this matter.

Councilman James indicated he planned to support the request of Judge Booker. This Council's obligation is to maintain essential judicial personnel to serve within the courts. We are not obligated to fund federal programs, we are not obligated to maintain federal employees and programs on Municipal side of the budget. He would say that the document being submitted as record actually is an insult to the Council that we are not aware of our responsibility nor knowledgeable of what is essential and what is not essential in our own courts. However, he would like to pose a question to Councilman Carrino because he believes, we are talking and trying to mix oranges and apples. This proposal, is merely to create the titles. The fact that this body votes to create titles does not mean we are going to appropriate the money to fill those titles. He believes Judge Booker explained to the Members of this Council, that in his existing budget, if the titles were created you would be able to hire individuals perhaps because other positions have not been filled. He does not see the danger that Councilman Carrino mentioned nor does he see the Council being irresponsible in creating positions and allow Departments to fill them with existing money without an appropriation of monies. We are merely creating titles. We are not appropriating money but Councilman Carrino gave that inference in his statement.

Councilman Carrino said it is a known fact because we are going through the problem right now that if money is put in the budget, the administrative end of the

City can fill those positions as they see fit. The danger that he sees is that some of those positions that we would create are in the \$17,000. to \$22,000. category and are being filled presently by people who live out-of-town and it is up to the discretion of the Judge if all of those positions are in the budget to eliminate \$8,000. or \$10,000. secretaries and clerks who are working there now in order to fill one or two of those high paying positions. That is the danger that he sees. He would like to see how critical the positions are because if he is not mistaken up until three years ago we had none of those positions and the City court at one time ran with 500,000 people in the City of Newark without one of those 17 positions. He questioned why this has become so critical in the last two years that we have those 17 positions on the City budget and have them in the Newark courts. He does not understand that.

Councilman Carrino said he is afraid that if we put those positions in the budget then it gives the administrative body the opportunity to spend the money as they see fit and fill whatever titles they want under the courts budget.

Councilman James said he would share Councilman Carrino's concern if it is clear that these positions would be funded unilaterally from other funds. He would like with the President's permission, to pose a question to the Law Department, since these are not uncommon titles and since we do operate under a line item budget, is it possible by a mere creation of these titles, the Municipal Courts, could in fact, transfer funds from some other source and fill these positions with municipal dollars designed for the 1979 budget.

Assistant Corporation Counsel Hollar-Gregory replied that this question involves a matter of municipal finances which he thinks may be better addressed by the Budget Officer than by himself. He realizes that there are budget laws involved with respect to the necessary procedure of whether these moneys could be appropriated in those lines, he is not prepared to answer at this point and time.

Councilman James said he has before him the positions within this ordinance, Court Administrator-\$21,000. to \$26,000.; Assistant Court Administrator-\$19,000. to \$24,000.; Chief Counsel-\$18,000. to \$21,000., Court Coordinator-\$12,000. to \$14,000.; Supervisor of Intake Unit, Senior Counsellor, etc., etc. These are the positions Presiding Judge Booker is asking that we create. If we were to create these today, could monies appropriated in 1979 Municipal Budget be unilaterally used to fill these positions.

The City Clerk replied that the correspondence submitted with the ordinance requesting the Council to adopt this ordinance states that "these positions that were

January 3, 1979

formerly funded by money obtained by Anti-Recession Aid Funds, since that funding has been terminated, it is necessary to continue the personnel, the positions must be created in the Office of the Municipal Courts and the money must be provided in the 1979 Budget." However, if you do that, you must consider that this is a new appropriation and must be considered in connection with the 5% CAP law.

Councilman James said you are not of the opinion they would be able to fund these positions unless we earmark specifically for these positions.

City Clerk D'Ascensio replied the money must be appropriated in the 1979 Municipal Budget when you create these titles before you make your appointments.

Councilman Tucker said what is happening we are going back and forth. He thinks when we discussed this matter before we were clearly informed that if it was the Council's desire to continue the Court Administrative project and make it into the budget, we could basically do that. He sat, along with his colleague, Councilman Carrino when we put the proviso on the creation of these positions which stated that if anti-recession funds were withdrawn then the positions would be abolished. He thinks we also know full well that with the adoption of the temporary budget, that we voted on at the last council meeting, that the Mayor has the flexibility to utilize those funds to fund these positions. His concern on the matter is that he thinks we as the Council, have the statutory authority to either accept, reject these particular positions when we are making up the 1979 Municipal Budget. He thinks we have total flexibility in this regard. The only portion of flexibility we would not have would be the temporary budget and that is the only non-flexibility that we basically have. He thinks the other point which is equally important and he is not much concerned about Judge Blake's letter but he is very much concerned with the operation of the courts. He thinks we as a Council in some cases have been very critical of the operation of the courts and some of the recommendations that we as a Council have made in some cases have fallen on deaf ears. He is very well aware of the fact that the Project Director does not live in Newark and he thinks he has made his position clear when the Court Administrator was hired by the Chief Magistrate. His concern on the matter is that if we want the courts to function then we must provide them with adequate staffing to do that. He is also of the opinion that if we are going to be faced with a fiscal crisis that the courts are not going to be exempt from that particular crisis which means that they will also be in receipt of cuts. He does not feel obligated by speaking in favor of this ordinance to say that if there

are 17 positions within the courts presently right now, that if we adopt the 1979 Budget, that 17 positions will be there. He wants to clearly go on record that from his concern, that will not be the case. But he does believe we have to provide them with flexibility to continue and when we sit down and go over the budget and if it is our opinion that the salaries are high, or it is our opinion that the positions do not necessarily need to be there, we as a Council can utilize not our influence but our statutory powers to abolish them. He thinks that is what the issue is at this point.

Councilman Carrino said his whole point in this matter is very simple. If we put the different titles into the City Budget right now, the Administration on the temporary budget could use those positions for the next three months without our saying yes or no and he thinks it is kind of stupid for any of us to say if we put those positions in and in April we don't have to put the money in if we don't want to. If you don't put the money in then let's not create the positions now so we don't have to worry about putting the money in. He thinks sometime during the course of the spring or summer, if we eliminate the layoff situation which is facing us now, it will take us three weeks to put these new titles on to put the people on board, if we have to, if we save the laid off employees right now. He does not understand what the big thing is about putting these titles on now because you know if we put these titles in, the money will be used from the temporary budget to supplement these people.

Councilman Carrino reiterated if we save all of the laid off employees, then at that time, in the Spring, when everybody is still working we can then put this ordinance into the budget and put those people back on. One of the biggest salaries of those 17 positions is \$22,000. to \$26,000. and being occupied by a person who does not live in the City of Newark and told us he has no desire to come back to the City of Newark.

The motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani.

No: Councilmen Carrino, Martinez, President Harris.

President Harris: The yeses are six and the noes are three. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public

January 3, 1979

hearing and be considered for further action on January 17, 1979.

A motion to consider on First Reading "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO REQUIRE THE POLICE DEPARTMENT TO MAINTAIN A MINIMUM OF 1300 POLICE OFFICERS EMPLOYED AND AVAILABLE FOR DUTY)", was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Carrino pointed out since we are facing a financial crisis such as we seemed to face twice, once in 1974 and now in 1978 going into 1979, he thinks it is incumbent upon the 9 elected officials in the City of Newark to maintain a minimum amount of service that we feel is essential to the well being of the citizens of Newark. We have been told by the Corporation Counsel that to set a minimum in the Newark Police Department, which is what this ordinance is all about, is not legal. He thinks the Corporation Counsel represents the Administration of the City of Newark and the Administration has already gone on record as stating they support the layoff of 200 plus policemen. He thinks this would be a good test for us using the Police Department to set minimums for all of the essential services that we feel the voters, residents and taxpayers in the City of Newark are entitled to. As a Council we should go on record as supporting this ordinance, retaining private Counsel, if we have to, to dispute the decision of the Newark Corporation Counsel, go to court if we have to, because all of us should feel that as elected officials we have an obligation to the people of the City of Newark. If we feel minimum standards should be set for any department in the City of Newark, we have the right to legislate that minimum requirement.

Councilman James said he would support Councilman Carrino on the measure as one who has continued to say that he feels the loss of essential City personnel is harmful to our City and especially in the police ranks. He says that too because he found it somewhat strange that we can say rather calmly that there would be no layoffs of personnel and yet we had to witness police personnel being laid off. However, he does disagree that if we are going to do this piecemeal then we are doing ourselves harm. What we are doing is in every instance that comes before us we beat to that tune and bend to that crisis. He thinks it is shocking that we spend some five hours talking about the police problems one day and when going home he discovers the garbage was all



January 3, 1979

over the streets and had not been picked up for weeks. What he is saying, he can support this measure but he thinks we should spend the same time and effort to come up with what is essential for the delivery of Public Works Department, what is essential for Health and Welfare, what is essential for some of the other Departments to also improve the quality of our life in Newark. He does not believe it is a hard decision to say that we should bend to only crisis situations and deal with that issue because the cameras are here and the newspaper is here and then go home and see garbage out in the street, sewers over-flooded, trees not trimmed, lighting not working and our children have no recreation because they are being boarded up. He is saying that he hoped that we will be just as tough when we are upstairs, without the cameras, without newspapermen, talking about the whole City and all of our problems as opposed to just one issue, from a crisis situation.

Councilman Carrino agreed with Councilman James, however, Corporation Counsel Perillo has said in his opinion that it is illegal, thus this ordinance involving the Police Department, could be a test case. If it is found that in our favor it can be legal for us to set a minimum requirement, then over the next several months that is exactly what we should do, for the Fire Department, Sanitation and for the delivery of all services and he thinks that is something that we should spend as many hours on all those other departments as we are doing with the Police Department. But to do it for all the departments right now and a month later find out that it is illegal, is stupid since this ordinance involves one department, the police department. If we do in essence find out, after a legal battle, that we can do it, we can go ahead and do it for the other departments to set minimums on delivery of essential services to the City of Newark.

Councilman Martinez agreed with Councilman Carrino's and Councilman James' remarks. He thinks this ordinance should be adopted at this particular time. If we read the newspapers, the Police Director himself said there is an emergency situation in the Police Department. He agrees this Council in the next couple of months should sit down and assure that all essential services are provided. When we talk about people talking about doing things and so on, we go back to a City Council motion in 1971, 250 additional foot patrolmen for the City of Newark were to be included in the 1972 Budget. Not one policeman was put on. We go back to 1974, a resolution that was adopted by motion by the Members of this particular Council, increasing the Table of Organization from 1422 to 1522 and not one person was put on. In 1977, we gave the Police Director \$1 million to hire policemen and he flaunted that in our faces and the money was transferred out of the Police budget to other areas, such as Health

January 3, 1979

and Welfare, Public Works. We are saying now is the time to take a stand. A Department head stood up, a Police Director and said he has an emergency situation. All this ordinance says is that if you have an emergency, we are going to help you. We are only going to help you in the way we see fit and starting right here and now we will ask by ordinance that a minimum of 1300 police officers be employed and available for duty. If you ride around, and most of us have police radios in our cars, you heard all week-end it was a holiday week-end, we heard hold-ups all over the place, heard armed robberies of liquor stores, we had shootings and killings and no one is going to tell him we are not in an emergency situation out there. He is not even speaking of the 200 laid off men, we all want to see them back. The problem is every citizen in this City, every resident, every businessman, etc. is hollering for more police protection and he thinks the opportunity is here now. Not for the Police Director to tell us how he is going to spend the money but for us to tell him. If he wants to put on 1350 police officers, that is fine, if he wants to put on 1600 that is fine, but he will not be allowed to put men under 1300. He thinks this is what we are saying to him.

Councilman Martinez added that Corporation Counsel Perillo stated that it is clear although the Municipal Council has the authority to set the maximum number of police officers by ordinance, the Police Director subject to the Mayor's approval has the authority to decide whether to appoint police officers or whether to layoff police officers after they are appointed. It is obvious he has made his decision to layoff police officers after they are appointed. As a result, he says, he is unable to approve the proposed ordinance as to legality because of his opinion, his opinion, it is conceivably in conflict with state statute. He believes the Corporation Counsel has his opinion, we differed with him in the past, we probably will differ in the future and he believes as his colleague, Councilman Carrino stated, the only way to find out is to approve the ordinance, put it on the books and take it to court and let's see who is right.

Councilman Bottone said that we all have feelings and opinions on whether this ordinance is legal or not, he does not know at this time. He is voting for it because of his particular feeling that he believes we do need more policemen in the City. We can't compare our problems with our population with other cities in the country, because our problems are unique and we have to comply with our particular situation. He thinks what we have to do is at budget time, to evaluate all programs, all departments and all services and this Body must be strong enough to be tough in the proper places and at the proper time.

Councilman Grant said he thinks the time is very near when we have to stop majoring in minors. It has been said that all of us are vitally concerned about the layoffs of everybody in the City, not just one segment. Administration has already indicated their intent by laying off 200 plus police officers. He doesn't mind voting for a just cause, but he will never vote just because. He thinks to adopt this would be to play a cruel hoax and give false hopes to persons who sincerely would want to be employed. He thinks we have done that enough in the past and it need not continue for the future. What we have to do is to identify the common enemy of the City of Newark and right now in his opinion it is the State of New Jersey. Number one, when we talk about tax dollars, anti-recession money, not coming back to the City of Newark. The City of Newark is inhibited by a 5% CAPS limitation. The State of New Jersey however, enjoys a 10.38% CAPS limitation. What we should be about the business of doing, is uniting as a group, this Council, persons around the City who have been laid off, going to the Governor's Office, to our Assembly persons, our State Representatives and saying, "hey, what about first class municipalities such as Newark, can they have their CAPS limit raised from 5% to a degree where it can be acceptable and retain persons in employment in this City?"

Councilman Grant reiterated he will not be a party to a hoax, he will not tell a person "yes, if we do this it will guarantee employment" because it will not. There is no sense in self deduction.

Councilman James said we only received the document from Corporation Counsel Perillo and scrutinizing the document before us he must reflect this is a very poorly written, poor response from our Corporation Counsel and certainly it does not dignify his office. The question posed by Councilman Martinez simply dealt with the Table of Organization, can't we establish a minimum for men in uniform. Yet the response from Corporation Counsel Perillo deals with layoffs, deals with powers of the Police Director and these questions at no time were posed by the author of this ordinance. He thinks unfortunately, Corporation Counsel Perillo has become political in his response. He concurs with Councilman Grant, perhaps there is a legal question. However he feels after three months of everyone trying to find a solution to bring back men in uniform, it is incumbent upon us to make every attempt and at least try every opportunity and if it fails in a court of law, then it fails, not because we have not tried, but failed because of the question of legality. He would support the measure and again he thinks if this is going to be the type of response we are going to receive from the Law Official of the City, he thinks he should be a candidate for office

as opposed to the Corporation Counsel.

Councilman Carrino said he thinks what we all have to keep in mind is what Councilman Grant was talking about, the 5% CAPS waiver. The only reason why the 5% CAPS waiver would help us this year is because we have a surplus. If we didn't have a surplus, the 5% CAPS waiver wouldn't do us any good and we would still have to layoff policemen. If we got a waiver on the 5%, that is not going to solve the problem, it would only solve the problem in 1979 because we have extra money. This ordinance is intended by the City Council to set a minimum for one of the basic services that we are telling the Administration we want delivered at all times. Again, going back to what Councilman Martinez said, let us test this in court, if in fact we find it is legal for the elected body of the City to set-up a minimum for the Police Department, then going back to what Councilman James said, we should sit down to discuss the basic essential services and set a minimum that we feel should always be included in the City budget regardless of federal funds coming in, CAPS, or what have you so that we have the delivery of basic services in the City of Newark.

Councilwoman Villani said she doesn't want the police in the audience to feel when this is voted on it means we are for the police and we vote against it, we are not for the policemen. This is certainly not the case here. Everyone on this Council will agree that Newark needs policemen. It is a fundamental issue to which people have a gut reaction. However, she questions the wisdom as well as the effectiveness of passing such an ordinance. One week ago, the Council voted for an additional \$1 million to keep the 200 policemen who were to be laid off, on the payroll. What we did was a magnificent gesture. But as result of that action, one policeman was put back on the payroll. Expectations were raised, only to be brought back to cruel reality. She feels that passing this ordinance will also raise expectations and since the passage will have more form than substance, there is a lot to think about. Where will the money come from to pay for the 1300 policemen. This is something to take up at another meeting and not something that we can pass on hastily. Additionally, the Law Department has handed us a legal opinion and we must take this into consideration also whether she agrees with it or not, but must think about it before she votes. At this time she is going to abstain until we get more substance on this matter.

Councilman Carrino said he does not think we made any bad gesture two weeks ago, because we all know the Mayor wasn't going to spend the \$1 million so whatever we did that day was a joke to begin with. This was discussed here at this meeting and everybody knew that. The only way to get any action at that time was to reject the whole Temporary Budget and we didn't do that. But to say that we are for the policemen and not vote for this thing is a joke. As Councilman James said, it may not happen, but if

we don't try, and we don't vote for this thing to find out whether it is going to be legal or not, then we are not for the policemen or we are not for the other laid off employees. If you vote no, it means you don't want it, if you vote yes, they are trying to make an attempt to keep the laid off employees on or keep the minimum, that is what it comes down to, like the gesture we made last week when we knew very well nobody was going to be put on with that money.

Councilman Martinez noted in reviewing some remarks, he did not feel this is a "cruel hoax." There was a letter addressed to each and every Councilman from the Fraternal Order of Police requesting this ordinance and he is sure that their President and Members of Fraternal Order of Police will not play a hoax on it's membership. They are begging and they are desperate. They are looking out for the laid off employees. We are not giving them any kind of hope at this time, they are only hoping for an ordinance such as this. Based upon what Councilwoman Villani stated, it is very true, we gave a \$1 million and Administration saw fit not to use it and they will continue not to use it unless we put an ordinance into effect and bind them by law. That is why this ordinance has to be passed at this particular time, not only from here but then go into our basic essential services. You can put \$1 million for the Police Department budget's, this Council did it in 1977 and the Director didn't spend it. You can give them all the money you want and they are not going to spend it. It is very important that this ordinance pass, maybe it will give them some hope, nobody is saying they are going to be put on the job tomorrow, if you don't have the power to force them to spend the money exactly where you want it, then you can have all of the directors and all of the money you want in the City of Newark and they will spend it as they see fit and not where you want to see it spent.

Councilman James said basically as Councilwoman Villani noted, he thinks it should be understood that we have been to Washington, Councilman Grant has been to Washington and the President said no increased funding of anti-recession funds. We have been to Trenton and the Governor said no waiver on the CAPS and we fought those battles and he thinks that he concurs with what General Douglas McArthur said, "the object of war is to win" and if we are going to bring back the policemen, fight some battles, the first battle is in the courts.

Councilwoman Villani indicated she agrees with Councilman James, if this stands a chance by this gesture, that it shows good faith on our part, then she will go along with the rest of her colleagues and vote for it.

Councilman Grant stated he takes exception to what Councilman Carrino said relative to our voting for it means we are for policemen, if we vote against it, it means we are against them, that is a valued judgment, and a valued judgment has no

January 3, 1979

place in a court of politics, so he would certainly feel that is out of order.

The motion to consider for first reading "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO REQUIRE THE POLICE DEPARTMENT TO MAINTAIN A MINIMUM OF 1300 POLICE OFFICERS EMPLOYED AND AVAILABLE FOR DUTY)", was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Grant.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO REQUIRE THE POLICE DEPARTMENT TO MAINTAIN A MINIMUM OF 1300 POLICE OFFICERS EMPLOYED AND AVAILABLE FOR DUTY)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Tucker said one of the points that needs to be raised, the Council in the past has proved to be concerned about the levels of police and the level of police protection in the City of Newark. His concern on the matter is, what is the effect of placing the police above other municipal employees. To move this matter and put it on public hearing, second reading and final passage, means a public hearing will be held. His concern on the matter is the exact date it will be heard on public hearing.

City Clerk D'Ascensio replied if the Council adopts this on first reading, it will be on the agenda of January 17, 1979 on public hearing, second reading and final passage and then if you adopt a resolution making the ordinance effective immediately, and it is approved by the Mayor, it will become effective immediately after advertising in the newspaper.

Councilman Tucker said what he would like to place in the record is his concern if you place it on public hearing, he does not want to be accused of saying the police

within the City of Newark are on a priority basis are more important than all the other officials. His concern is to raise the question directly, to the general community at-large, his support of the ordinance right now is to bring to a point where the citizens of the City of Newark can be heard. He does not want to say if he supports this ordinance at this particular meeting, that on the 17th of January, at the public hearing, that he will be obligated to support it then. He does believe the citizens of the City of Newark need to be heard on this issue so that at that meeting, we as the Council, will have to realistically address whether or not we want to make this priority judgment.

Councilman Martinez said on the 17th of January the public hearing comes at a good time because on the 15th of January this Council will have received the budget and he believes at that time all essential services of City employees can be discussed and probably put in proper perspective for the hearing on the 17th of January. He thinks the immediate importance of this ordinance, is that the Police Director, the head of the Police Department, has indicated publicly and by teletype throughout the media, that there is an emergency situation right now within the Newark Police Department. He said it, not anyone else and this is based upon the Police Director stating there's an emergency situation. No one else has requested an emergency and he thinks this is why this maintains priority at this particular point.

The motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Grant.

President Harris: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 17, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

January 3, 1979

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto:

INTERSECTION

Jackson Street and Market Street

RIGHT TURN PROHIBITION

North on Jackson Street to East on Market Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.



6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:201, One-Way Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Saybrook Place	Southbound	Park Place	McCarter Highway

AND ADDING THERETO:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Saybrook Place	Eastbound	Park Place	McCarter Highway

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing; a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 3, 1979

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Goble Street, east side, beginning at a point 35 feet south of the southerly curblin of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded From Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Brill Street, from Christie Street to Fleming Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

January 3, 1979

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplmented, be amended by adding thereto:

North Ninth Street

Southbound, from Delavan Avenue to Newark City Line.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing; a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR CITY TAX BLOCK 2040, LOTS

1 AND 2 ONLY.

WHEREAS, the Municipal Council by Resolution 7Rbr adopted on May 3, 1978 did determine that City Tax Block 2040, lots 1 and 2 only (hereinafter called "Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark has considered and approved a Redevelopment Plan for City Tax Block 2040, lots 1 and 2 only; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the Redevelopment plan for the area.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.
2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.
3. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity, consistent with the sound needs of the City of Newark as a whole, for the redevelopment of the Area by private enterprise.
4. That in order to facilitate the implementation of the Redevelopment Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.
5. That the Redevelopment Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Redevelopment Plan with the minutes of this meeting.
6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE HILL STREET REDEVELOPMENT PROJECT N.J.R-49 (EIGHTH AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7RK adopted January 3, 1962, Resolution 7Ra adopted April 17, 1963, Resolution 7Rbc adopted July 8, 1964, Resolution 7RBK adopted May 19, 1965, Resolution 7RN adopted September 6, 1967, Resolution 7RD adopted April 21, 1971, Resolution 7RBz adopted March 21, 1973, and Ordinance 6S & Fj adopted April 6, 1977, approved an Urban Renewal Plan and Amendments thereto for the Hill Street Redevelopment Project (N.J.R-49); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved an additional amendment to said Urban Renewal Plan, said amendment consisting of: (1) a change in the land use of the central portion of block 93 which is bounded by Hill Street, Halsey Street, Pearl Street and Broad Street, from Intensive Business to Residential-Elderly; (2) a change in the language of the plan under Section D2 "Rehabilitation" to eliminate a conflict in language with other sections of said plan.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning body; and

WHEREAS, it has heretofore been found and determined by Municipal Council Resolution 7Rf adopted on May 3, 1961 that the project area is a blighted area under Chapter 187 of the Laws of the state of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provision of adequate park and recreational areas and facilities as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated this is another instance of a forerunner for tax abatement for another building in the City while at the same time the tax paying properties are running downhill. It makes no sense to put up more and more moderate and low-income housing and the Housing Finance Agency of the State of New Jersey confirmed what he has said here all along, it's called low and moderate income but it is only low income that eventually live there because people who can afford, want to live outside urban areas and therefore we bring in people who have to be supported, who cannot support the stores, who cannot support ratables in the City.

Councilman Tucker stated he would like to have the Municipal Council go on record in regard to holding or establishing a tax abatement policy. He thinks the points Mr. Murnick consistently raises with us are valid. For one reason or another we have not been able to get that to the point where we can adopt a plan, but he truthfully believes that we've got to stop and look exactly where we are and where we are going, specifically dealing with tax abatements. Maybe under Motions we could direct that we establish a committee and work in conjunction with the representatives of the Housing Authority, the Economic Development Corporation, the Chamber of Commerce and obviously the Mayor in establishing that policy. He thinks it is too long that we have not done anything on it.

January 3, 1979

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F -h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE NAMING AND DESIGNATING AS "MILDRED HELMS PARK" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE.

WHEREAS, Mildred Helms is a distinguished community leader, a woman whose life has been dedicated to making life better for all of Newark's citizens; and

WHEREAS, Mildred Helms is the founder of the Clinton Hill Area Redevelopment Corporation and has served with distinction as a member of the Board of Directors of the Housing Development and Rehabilitation Corporation and as a member of the Citizens Advisory Board of the Mayor's Policy and Development Office; and

WHEREAS, The Newark Municipal Council has determined that the outstanding efforts of Mildred Helms on behalf of the citizens and government of the City of Newark are truly outstanding and meritorious and most deserving of its official recognition by naming a park in her honor;

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the plot of ground more particularly described herein shall hereafter be known and designated as "Mildred Helms Park."

Section 2. Said plot of ground is the Lower Clinton Hill Urban Renewal Project Area #NJR-38, measuring approximately one hundred fifty (150) feet by approximately twelve hundred fifteen (1215) feet and known and designated as Block 3024, Lot 5, and number 534-544 Clinton Avenue on the tax map of the City of Newark.

Section 3. This ordinance shall take effect upon final passage and publication according to law.



President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE REPEALING AN ORDINANCE ENTITLED, "AN ORDINANCE NAMING AND DESIGNATING AS 'SAMUEL E. COOPER MEMORIAL AREA' THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE," 6-S & F-d ADOPTED MARCH 4, 1959.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled "An ordinance naming and designating as 'Samuel E. Cooper Memorial Area' the Lower Clinton Hill Urban Renewal Project Area #NJR-38, known as 534-544 Clinton Avenue", 6-S & F-d adopted March 4, 1959, is hereby repealed.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

No: Councilman Carrino.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, ADOPTED FEBRUARY 17, 1971, ENTITLED 'AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY A 15% PARKING TAX ON FEES FOR PARKING, GARAGING, OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY,' TO EXTEND SAID ORDINANCE.

WHEREAS, the Municipal Council of the City of Newark by Ordinance 6S&FF adopted February 17, 1971, enacted a 15% Parking Tax on fees for parking, garaging, or storing of Motor Vehicles in the City of Newark in accordance with Title 54 of the Revised Statutes of the State of New Jersey; and

WHEREAS, the Senate and the General Assembly of the State of New Jersey has amended N.J.S.A. 40:48C-8 so as to provide that the tax on fees for parking, garaging or storing of Motor Vehicles levied in accordance with that Chapter is extended to permit the collection of said tax for parking services rendered on or before December 31, 1979.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Section 6 of Ordinance 6S&FF adopted February 17, 1971 entitled 'AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% PARKING TAX ON FEES FOR PARKING, GARAGING OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY,' be and is hereby amended to read as follows:

Section 6.

This ordinance shall apply to all parking garaging, or storing of motor vehicles provided on or before December 31, 1979.

2. This ordinance shall be deemed effective as of January 1- 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

Villani, President Harris

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO EXTEND AN ORDINANCE IMPOSING A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK, ORDINANCE 6-S & F-n, JANUARY 4, 1978 TO IMPOSE FOR 1979 A RATE OF ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JANUARY 1, 1979.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Section 3 of Ordinance 6-S & F-m, adopted January 4, 1978 be and the same is hereby amended to read as follow, viz.:

Section 3. There is hereby imposed on every employer a tax equal to one half of one percent (.50%) of his payroll, on all payrolls related to services performed during the twelve month period January 1, 1979 - December 31, 1979 inclusive.

Section 2. Said Ordinance 6-S & F-m, adopted January 4, 1978 to the extent not amended by this ordinance, is ratified, confirmed, approved and continued in all respects.

Section 3. This ordinance shall be deemed effective January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 3, 1979

6-Ph, S &amp; F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) TO ADD CHAPTER TWO ESTABLISHING REQUIREMENTS FOR THE INSTALLATION AND MAINTENANCE OF SMOKE DETECTORS.

WHEREAS, residential occupancies account for most fire fatalities and most occur during sleeping hours, and most fire fatalities are victims of products of combustion rather than burns and;

WHEREAS, the Municipal Council of the City of Newark desires to lessen the disastrous effects and needless suffering caused by residential fires by adopting an Ordinance amending Title 11A, Fire Prevention Code of the Revised Ordinances of the City of Newark, New Jersey, 1966, adding thereto Chapter 2, Smoke Detectors and to establish requirements for the installation and maintenance of smoke detectors in buildings used for residential purposes which are not covered by the New Jersey Uniform Construction Code.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Title 11A, Fire Prevention Code, of the Revised Ordinance of the City of Newark, New Jersey, is hereby amended to add Chapter 2, Smoke Detectors, to read as follows:

Chapter 2. SMOKE DETECTORS.

Section 11A: 2-1 DEFINITION. Smoke detector whenever used in this chapter means a fire alarm device capable of sensing visible or invisible particles of combustion, providing suitable alarm audible in all sleeping areas.

Section 11A: 2-2 WHERE REQUIRED. In each guest room, suite or sleeping area of use group R-1 (residential, hotel, motel, lodging house, boarding house and dormitory), dwelling unit within buildings of use group R-2 (residential, multi-family) or R-3 (residential, one and two-family) and R-4 (detached one and two-family), each guest room, suite, sleeping area, and dwelling unit shall be provided with a minimum of one (1) approved smoke detector installed in a manner and location approved by the fire director or his designee. When actuated, the detector shall provide an alarm suitable to warn the occupants within the individual dwelling unit.

Section 11A: 2-3 RESPONSIBILITY. It shall be the responsibility of the owners and/or managing agents of all buildings to install and maintain smoke detectors in full operating condition in the locations described in Section 2-2.

Section 11A:2-4 SPECIFICATIONS. Where required by this Code installation of all equipment shall conform to the requirements of the applicable standards of the National Fire Protection Association listed in Appendix B of the Fire Prevention Code of the Building and Code Administrators International, Inc. (BOCA) 1975 edition, and National Fire Protection Association No. 74-1975 and National Fire Protection Association No. 72E-1978.

Section 11A:2-5 APPROVAL. The system required in Section 2-4 shall be approved for the particular application and shall be only used for detection and signaling in the event of fire. The smoke detectors shall be approved and listed by Underwriters' Laboratories, Inc. (UL) or Factory Mutual Laboratories (FM).

Section 11A:2-6 COMPLIANCE. Compliance with the requirements of this Chapter shall be not later than (3) months after the final passage of this ordinance.

Section 11A: 2-7 PENALTY. Failure to install an approved smoke detector as required by this Chapter, or such additional time as may be allowed by the Fire Director or his designee, upon application in writing to him made prior to the expiration of the original time for compliance, shall be considered a violation punishable as provided in Section 11A: 1-12 of the Fire Prevention Code.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

DR. JOHN DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, stated he would like to point out to the Council that if such an ordinance is passed and someone's house does happen to burn down without having a device in there, there may be certain insurance companies that will not pay because the homeowners have not abided by the requirements of the law. He said the Council may be doing a tremendous thing here, which he is in total agreement with, however, we must be very careful not to deprive the people of the full benefit of their insurance.

MR. RICHARD L. DOWLING, VICE PRESIDENT, NORTH WARD PROPERTY OWNERS ASSOCIATION, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, agreed that fire is the most dreaded danger of all, no matter where it threatens. As a property owner, he realizes fully his responsibility to his tenants. The cost of obtaining these alarms and installing them could be carried by the owner, but what about the duty of the tenant to maintain the alarms. Because, in truth, it is the tenant that will benefit and tenant who will be lulled into a false sense of security believing these alarms are infallible.

The speaker believes the only way this alarm ordinance will work to the best interest for everyone is if the ordinance makes it plain the tenant is responsible for continued inspection and replacement of batteries.

MR. HUGH HAYES, 10 HILL STREET, NEWARK, NEW JERSEY, sympathized with the fact that these smoke detectors should be in all units. However, there are many units like high-rise apartment buildings where it would be practically impossible to maintain surveillance of these detectors.

MR. WALTER R. COHN, ATTORNEY, representing the Property Owners Association, stated he does not oppose this particular ordinance. He asked the Council to amend the proposed ordinance to take care of some of the practicalities of such conditions as required by the ordinance. For example, the ordinance provides that within 30 days, all units must have these particular smoke alarms. They suggest that the category be broken down so that the three-month period be for a Third Residential and Fourth

Residential and that 6 months for First Residential and 12 months for Second Residential as the time limitation in installing the units.

The speaker felt the responsibility for the maintenance of the units be placed on the owner but that some notification be given to the owner in the event of a destruction or an absence of the unit and that responsibility be placed upon the tenant to do so.

MRS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, felt the citizens are not aware of what is going on here. They are overburdened with regulations and over-governed. The rent control, taxes, refund on services, raising water, everything is increasing and it's all on the people that are responsible, the people that are struggling, the people that are trying. There are criminals running the streets, careless people, careless tenants. They have more rights than they do. They get the ACLU to help them and so on. She approves of smoke detectors, but it's her choice, it's not forced on her, it's freedom of choice.

MR. THEODORE MURNICK, 375 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, agreed with many of the previous speakers where they raised questions concerning the ordinance, except for the fact that the basic concept behind the ordinance makes a lot of sense, we should do everything we can to protect people. He felt an ordinance of this type should get substantial amount of study and airing because there are legal problems, as one of the speakers raised, as what happens in an individual home where if there should be a fire and you didn't have a smoke alarm, will the insurance company say you did not do what was required to protect yourself. In the case of a multi-family building, you may have a situation where either through abuse or just malfunction these are mechanical and electro-mechanical devices that can malfunction. Will a landlord now become liable. The other thing is obviously cost. Each individual unit is not that expensive, however, when you talk about hundreds of units for a single landlord in the height of the heating season, it can become expensive.

HUBERT GRAHAM, 1290 SPRINGFIELD AVENUE, IRVINGTON, NEW JERSEY, stated that he is not opposed to the ordinance but like many other people, except for one thing, he raised the issue of cost. We have a 90-day time limit in which to have them installed. He thinks that if it's going to be enacted, it should have a longer period of time in which to raise the funds to pay for them, for certainly the property owner is going to have to pay for it.

MR. JAMES P. O'BEIRNE, 368 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,  
DEPUTY CHIEF, PLANNING DIVISION OF NEWARK FIRE DEPARTMENT, stated that Director  
Caufield was unable to be here today, but he requested this smoke detector proposal  
be passed by Council today. A short while ago a tragic fire at South 12th Street  
took 12 lives. They feel strongly that this tragic loss could have been averted if  
that building had smoke detectors installed. The problem is recognized nationally.  
Fire authorities know that the vast majority of lives lost from fire are in residential  
buildings and they feel that if each resident had one. it will reduce this tragic loss.

Mr. O'Beirne said that it has been mentioned about the radioactive particle in  
some of the smoke detectors, but it has been proven in tests that there is less  
radioactivity received by a person exposed to a smoke detector for one year than would  
be received in one trip in one of our large airliners across the country, so that  
danger is minimal.

Mr. O'Beirne pointed out the cost of smoke detectors a couple of years ago  
ran \$50. to \$75., now an underwriter approved smoke detector can be obtained for as  
little as \$15. to \$25. in many of the stores such as Sears, J C Penny and others. We  
think that the protection provided by this small investment is well worth the installa-  
tion in every residence in the City of Newark. Last year we had 45 deaths, every one  
of them was in a residential building and we strongly feel again that this didn't have  
to be, it could have been reduced greatly.

Councilman James said he is not voting in favor of this because it's a good  
ordinance, long overdue, and he certainly respects his colleague, Councilman Ralph  
Grant's proposal but in his conscience he does not believe it will be enforced. He went  
into a house yesterday, that had no ceiling, no steps, no toilet, it was leaking because  
it was raining and things were falling from the ceiling. There were 11 families in that  
house and that house was owned by the City and the City was collecting rent for it. Now  
if the City will rent a house like that, if we passed this, we don't enforce electrical,  
we don't enforce anything, it's just not going to be enforced. It's going to be on the  
books and the good people and the good landlords will go out and do it and those  
people who don't care will continue not to care, then we'll have a fire and life will  
be lost and all the questions will be raised, but it will be for naught. He questioned  
who in the City of Newark will have the responsibility to go out into every household  
and make that inspection, what department has that responsibility.

Mr. O'Bierne replied he doesn't think they are permitted to go into any  
residential building, or dwelling without their permission. They have to get their

January 3, 1979

permission to enter into a private dwelling.

Councilman James said the last time it was stated for the record, and it was voluntary information, that the Fire Department would go throughout the City and make that inspection. and just wants the record to say, tell the City today who will have the responsibility to go out to make sure if we're going to pass a law we're going to be serious about it and we ought to enforce it. Who's going to take that responsibility to see that every household has these fire detectors.

Mr. O'Beirne replied he can't answer that because we are bound by the 4th Amendment that we have to get permission of the occupant in the building.

Councilman Tucker stated we should go back for information which was submitted to us at the pre-meeting conference when we discussed this matter before. Fire Director Caufield was there and he questioned what his colleague Councilman James is asking right now. If he remembers correctly, Director Caufield indicated that the Bureau of Combustibles which is located on 18th Avenue would take on the responsibility of providing technical assistance to any particular resident of the City of Newark in regard to where these smoke detectors would be located and they would go on a call basis to any location within the City. He also stated that he could not physically take on the responsibility of inspecting every home within the City of Newark, but his office or the Bureau of Combustibles would take on the responsibility based on a call basis to go to various residential developments and to private homes if they were made on a call basis. They indicated in the pre-meeting conference that he would not take on the responsibility of inspecting every single house within the City of Newark. He also indicated as Mr. O'Beirne indicated to us that he supports the effort because he feels that this kind of effort would play a major role in trying to save lives within the City of Newark even without the inspection.

Councilwoman Villani said she had asked to second this because she truly believes in it and she is also on the Board of Trustees for the National Burn Victims Foundation. She worked with burn victims and she knows how serious and it's not death but how people are maimed for life. She would like to ask Councilman Grant today if we can defer this because the property owners seem to have quite a few unanswered questions and she is quite concerned over the insurance issue, how this would affect a homeowner with an insurance claim and she is not really satisfied with the answers received.

Councilman Grant replied he would hesitate to have it deferred simply because apparently some questions have not been answered. He thinks the Fire Department of the City of Newark is certainly charged with the responsibility along with their inspections



division to make sure that the dwellings named within the ordinance are fit and adhere to the law. Secondly, the questions that may appear to be unanswered were in fact answered in a response from the Law Department relative to the legality as to who would be responsible for X, Y and Z, and all of the Council, were presented with that particular document. He thinks it is very clear and one of the important reasons for proposing this amended ordinance is that just a few weeks ago, as was mentioned earlier, 12 persons lost their lives in one house. He attended that funeral, where 7 caskets across the front of a church were there because that dastardly act occurred. So he is of the opinion that it's long overdue and he respectfully asks that his colleagues on this Body support this item and that we move on from here. In terms of the time limit, as has been suggested by some of the homeowners, he thinks there are persons on this Council who are homeowners also. Just because we sit on this Council does not mean we don't own homes. He is a homeowner, a landlord and certainly he feels responsible for that kind of activity in the homes that he owns, so he recognizes the responsibility, he is governed by himself and will certainly ask that all of us look favorably upon it.

Councilman Grant continued to say in terms of time limit, if we feel that eventually an amendment relative to the time limit ought to be introduced, we certainly would consider that. If his memory serves him correctly, he thinks the time limit there is 90 days. You have 90 days from the passing of this, 3 months, so he will not withdraw his motion, he will not ask for a deferment.

Councilman James said just indicating earlier. his concern the tragedy Councilman Grant spoke of, he would hate to have a similar situation in the City of Newark after we pass this ordinance and we find out there is no fire detector, he would feel very guilty himself and to say the same Council meeting, and this was introduced at our last Council meeting, we witnessed the layoffs of 45 inspectors in our City and to pass a law to require inspection and knowing that there will be no inspectors, then the law becomes a mock law and he thinks a mock law is one which should not be on the books. If you are going to pass a law, he thinks we should be of the opinion that it is going to be enforced and carried out, otherwise it becomes something which is not going to be implemented. Again, this is an individual opinion and he still supports the measure being offered by Councilman Grant.

Councilman Tucker said as far as we have been able to be in receipt of information from Administration prior to being in receipt of the budget, there will be no representatives in the Bureau of Combustibles that have been laid off. When you talk

January 9, 1979

about inspections, you are not talking about the Division of Inspections, in regard to smoke detectors, you are talking about the Fire Department. No inspectors, as far as he has been able to gather, have been laid off at all. The question he thinks that is real, when Director Caufield indicated, he would not assign the total Bureau of Combustibles to inspect every house. That does not mean that he is not going to inspect all of them, he is going to work on a call basis.

Councilman Tucker reiterated that no inspectors in the Bureau of Combustibles who have the responsibility would be laid off. He would also like to indicate to Councilman Grant, the recommendation made by the homeowners are real and he thinks if we can possibly amend the ordinance in regard to the time since 90 days, before the law in effect says you have to have them, if we as a Council want to introduce an amendment, the amendment will become law long before the absolute requirement comes into effect. Our affirmative action on this matter will not have a negative impact based on the concerns raised by the homeowners.

Councilman Johnson agreed that Council must be aware of consideration of the property owners but the process taking 90 days before this can actually go into effect. As a property owner, he believes now is the time for us to move on it. No one was more depressed and upset than he was at the situation on South 12th Street and if this will move towards the removal of this type of tragedy again, he will have to move affirmatively on this ordinance.

President Harris indicated to the Members of this Council and to those interested in this particular legislation, he serves as a Member of the Public Safety Committee for the National League of Cities and at the recent conference in St. Louis, it passed unanimously, on a National level, for the National League of Cities to go on record supporting 1,000% the fire detectors and it is going to be introduced in Congress in the very near future, whether it passes Congress it is another thing. Hopefully, it is the thinking of the National League of Cities Public Safety Committee, that such a piece of legislation enacted federally would be beneficial in terms of saving lives. He cannot for the life of him, understand how an individual can stand before the Council, can be a God fearing individual, and supposedly think about the welfare of their brother and not be concerned and show some sort of compassion, especially when we think about the number of lives that have been lost in the City of Newark in the last two or three years. When we are talking about a small investment of about \$5., \$10. or \$15 maximum, and if he had a choice of voting 9 times for this piece of legislation, he would vote 9 times because he could not go to bed with himself in spite

of its short comings in terms of the manner of enforcement that has been brought forth by Councilman James.

Councilwoman Villani requested someone from the Law Department to explain the insurance problem. She wants to have her memory refreshed because there were problems with the insurance companies covering homes without detectors.

Chief Analyst Polster read legal opinion dated December 27, 1978 from Corporation Counsel Perillo.

Councilwoman Villani said her concern was satisfied as far as the City is concerned but how will the homeowners policies be affected if there is a fire in the homes, she assumes it would have to be done so the insurance policy would cover this.

Chief Analyst Polster replied that he could not answer that, he thinks he could give a quote from, his understanding, what Director Caufield said as he indicated to this Council in conference, he did not envision any problems.

MR. THOMAS PETRILLO, 423 CHESTNUT STREET, NEWARK, NEW JERSEY, indicated he was not opposed to this ordinance. He thinks the people that appeared before the podium for the simple reason there are very serious problems, legally, that affect 49,000 owners of private properties in the City of Newark. The Law Department's opinion may take the City of Newark off the hook but certainly is not taking the landlord off the hook. He knows being a landlord of the City of Newark and has property throughout the City, he can't even maintain fire extinguishers in the hallways because of robberies that take place.

Mr. Petrillo gave copy of letter he sent to Assemblyman Aduato about the problem if he would introduce a law in Trenton dealing with a 6 month in jail or \$500. fine, as done in the State of California, which may help people from robbing these extinguishers.

Mr. Petrillo questioned, with respect to this ordinance, where does the landlord's responsibility end and the tenant's responsibility start.

Mr. Petrillo reiterated there are serious problems dealing with the insurance and alleged proper research has not been done. He spoke to three different attorneys and received three different opinions.

President Harris said the points raised by the speaker are very valid. He concurred in the suggestions made to Assemblyman Aduato dealing with the Penal Code 504, which exists in California. He thinks along with recommendation of this Penal

January 3, 1979

Code, for stealing fire extinguishers possibly the legislation should be encompassed in stealing a fire detector. It is inhuman to steal fire extinguishers and most certainly inhuman to steal a fire detector.

President Harris pointed out while this may not be perfect and not any of the Councilmen will say that any law is perfect because they were made by human beings and they are to be amended when we find they are in error and if they feel it can be strengthened.

Councilman Carrino requested to have a roll call on this ordinance and set up a meeting with the people who are concerned with possible changes in this ordinance.

Councilman Tucker said he would like to highlight what Councilman Carrino said. Mr. Cohn has put his concerns directly in writing and he thinks Councilman Grant, who sponsored this legislation, has had an opportunity to review them. He does not believe anybody on the Council has any major concerns about them. His concern on the matter is that we set up a process to implement it at our next meeting, and we should follow up on what Councilman Carrino suggested and have representatives of the Property Association be in attendance at our next special conference to possibly address amendments to the ordinance. He doesn't believe anybody objects to the amendments Mr. Cohn raised in his letter.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and direct the City Clerk to invite Business Administrator Buck, Corporation Counsel Perillo, Fire Director Caufield and Attorney Cohn, representing Homeowners Property to meet with the Council at their special conference January 9, 1979 to discuss possible amendment to said ordinance was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, adver-

tised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CORPORATION COUNSEL TO ENTER INTO CONSENT ORDERS  
IN CONNECTION WITH THE IN REM TAX FORECLOSURE ACT (1948), R.S. 54:5-104.29 ET SEQ.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That whenever it is determined that the City of Newark foreclose by summary proceedings, In Rem, as provided by the In Rem Tax Foreclosure Act (1948), R.S. 54:5-104.29 et seq. as amended and supplemented, the eligible tax sale certificates held by it, pursuant to authorized judicial proceedings, the Corporation Counsel, with the approval of the Municipal Council by Resolution, may be authorized to consent to court orders vacating judgments entered pursuant to judicial proceedings within one year after the entry thereof provided that the defendant(s) prior to the entry of said consent order(s) either:

- (1) Pay all outstanding taxes, interests, costs and penalties on subject properties;
- (2) Enter into a partial payment plan approved by the Tax Collector.

Section 2. The Corporation Counsel, with the approval of the Municipal Council by Resolution, may also be authorized to enter into consent orders or stipulations of dismissal where it is found that the action was instituted erroneously.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and direct the City Clerk to request Corporation Counsel Perillo to provide the Council with guidelines to be used in seeking authorization to enter into consent orders in connection with this Ordinance, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 3, 1979

HEARINGS OF CITIZENS.6-HC-a.

MR. FRANK GARAFOLA, ATTORNEY AT LAW, 460 BLOOMFIELD AVENUE, MONTCLAIR, NEW JERSEY, representing his client, Action Discount, 474 Springfield Avenue, Newark, who submitted a bid of \$7,100. to the Real Estate Commission for City-owned property located at 474-476 Springfield Avenue (10-12 Blum Street) stated he understands there was another bid for said property in amount of \$7,000. to be used as a Cultural and Referral Center.

The speaker felt his client should have been the successful bidder in this instance and requested the Council to consider this when it is presented to them.

6-HC-b.

DR. JOHN DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, stated the last year ended with turmoil, discontent with the threat of losing hundreds and thousands of jobs. Newark looked forward to innovative and effective leadership last June. It has found out the leadership, has had its eyes opened, it needs another opportunity to reconsider a decision it made before. The Coalition of Municipal Workers, is striking out, with the ultimate threat of shutting down the City.

Dr. Donato indicated he is calling on the Council and the residents of Newark to join him in the recall movement against the Mayor.

6-HC-c.

MR. VICTOR DE LUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, REPRESENTING THE NEWARK COALITION FOR NEIGHBORHOODS, addressed the Municipal Council with respect to proposed MPDO Housing Plan. He said that they were told the proposal would be before the Council but found out later it wasn't. Residents concerns were brought before public hearings, community proposals were submitted and yet neither of these comments and concerns were included in the proposed plan.

The speaker requested the Council to meet with the Newark Coalition for Neighborhoods and other community groups to discuss spending plan before the Council takes any action.

6-HC-d.

MR. RICHARD DOWLING, VICE PRESIDENT, NORTH WARD OWNERS PROPERTY PROTECTIVE ASSOCIATION, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to proposed 70% increase of water. He questioned when will they be told about the operation of branches of their City and be able to believe it. The property owners had a meeting in 1978, invited a member of the Water Department to discuss the water operation to them and were informed to believe that the Water Department now is an autonomous organization and after receiving the 50% increase, they would not be able

to request the City for further money.

President Harris requested representative from the Business Administrator's Office to have someone from the Water Department meet with the North Ward Owners Property Protective Association and put the facts in proper perspective.

6-HC-e.

MS. CAROLE GRAVES, PRESIDENT, NEWARK TEACHERS UNION, 72 GOODWIN AVENUE, NEWARK, NEW JERSEY, stated she had hoped that before the actual layoff of our people and other people in non-instructional unions, that City Council would have been vocal in saying that there was something that they could do rather than follow the lead of the Mayor and say the Board is autonomous. The speaker specifically requested the Council consider doing some of the following: One of the courses of action is that this Council can call a public hearing and have the Auditor General present to detail where that deficit occurred. The speaker further requested the Auditor General supply a report on his activities. She further requested that the Commissioner certify charges found to be of misfeasance and malfeasance against one individual or the entire Board of Education in Newark.

Councilman James said he has made notations of the speakers three requests and certainly has no problem with them. The speaker talked about a public meeting with the Auditor General Marshello in order to specially address ourselves to where the deficits are currently. She asked if this Body could stay the layoff which is scheduled for January 12th. He is not sure of our action on that and she requested from the Commissioners certified specific allegations, irregularities, what have you. For the first time, and he voted against the settlement, when the Council met with the Commissioners, it was the majority opinion that by using up \$7.6 million of our surplus money, they were told in that meeting that layoffs would only be minimum, 300 and no overall disruption in the school system. He could not believe that giving them the money would be the solution to the problem. Thereafter the numbers have gone from the 300, they told this body, to 1,000 to 1,500. Because of the speakers questions to us, he has no problems with question number 1 and 3, but he does not know about 2, he does not know how we can do that, because we do not have those powers. He does say that this Body did sit with the Commissioners and there was an agreement made with the Commissioner, A, B, C, D, E, F, and G. For some strange reason, Commissioner Burke did not want to rule in the situation. He himself was hoping that the Municipal Council and the Board of Education would resolve the matter and he would not have to have a hearing. However, part of the agreement was that he would review the settlement and report back to this Body. As of today, he is not

January 3, 1979

aware that we have received such a report and he will go on record for 1 and 3, but number 2 he does not believe we have the powers.

Ms. Graves said the point she wants raised is that there is something very serious and irregular about the figures that were given. They need a public hearing so that her statements could be challenged.

Councilman James said that the Board of Education has refused to listen to this body, they refused to listen to the parents, Newark Teachers Union and all groups involved.

Councilman James stated that under Motions today, he will support 1 and 2, however, question number 2, he is not of the opinion we have the legal power to do. He said he made a motion, just like we tried to save the police, that there ought to be a public disclosure of the Board's deficit spending and he thinks the Commissioner ought to inform this body and it was strange the Commissioner had met with the Board of Education secretly three times, prior to even wanting to sit down with the Council, it was only when this body threatened that we would not entertain any such resolution or grievance that they saw fit to come to the meeting. He is of the opinion that when we look at how the Commissioners are appointed and the political links in Trenton and Newark, we might not be getting all of the facts from the Commissioner's Office.

Councilman Carrino said if you recall back in 1974 or 1976, he went to testify against the 31.66 because he did not think it was a good idea. In the meeting we had with Commissioner Burke, we asked the Auditor General and we asked Commissioner Burke, why they did not inform the Board, why they did not take any action that the Board was spending in deficit. The answer given to us, and the City Clerk's Staff Office has it on record, was that Mr. Marshello did know that they were spending in deficit and his power was to recommend to them that they were spending too much and on several occasions, he recommended to them that they were spending too much. Not once did the State or anybody else representing the Auditor General come in to tell the Board to stop spending. He wants this to go on record that the General Auditor recognized a spending deficit, that was being done and no one took any action.

Councilman Carrino said he felt that giving the \$7.6 million to the Board at this particular time, would have averted all layoffs, especially in light of the fact they told us that a minimum amount of people would be laid off if we gave them \$7.6 million. He certainly does not want to be one to bail them out, but he felt as an



educator, with the \$7.6 million there would be no layoffs or very minimal amount of layoffs. More than anything else, we should have, if not a public hearing, but a public meeting with the Commissioner's Office and with the Financial people from the Board of Education because this charge of a cushion as large as \$15 million is very critical and it should either be laid to rest or found where this \$15 million is as quickly as we can. He hopes that we can do something as quickly as possible to meet with the Board's financial people and the Commissioner and see if in fact there is any cushion that someone is hiding from us because we have a vested interest.

President Harris said it is quite obvious, it is a matter of record, and it will be written in the history of the City of Newark that the Council has always adhered to the Sunshine Law, we have never closed anybody out. The union and any other citizen is welcomed to our meetings.

Councilman James said in this instance, everytime we met on this matter, the Corporation Counsel has ruled because this matter is under litigation, because it is a settlement, that the parties not be allowed to remain in the room. He questioned whether we have received the report from the Commissioner on the settlement, part of the settlement. The Commissioner was going to review with the documents taken by Corporation Counsel Perillo and if in fact the Board agreed, this Body would be apprised of that settlement.

President Harris replied to date we have not received any reports to the Body, but the measure required action by this Body, has been taken and it is time that Corporation Counsel Perillo indicated that because of the pending litigation, it was suggested to us, that we refrain from having open meetings, that action has been dealt with. There is nothing to prohibit a citizen from attending our special conference where it does not entail litigation pending in court.

President Harris pointed out that if Ms. Graves or any other person wishes to attend the special conference, they are welcome to do so.

Councilman Carrino requested the City Clerk communicate with Mr. Marshello and the Finance Department of the Board of Education and have them ready at the meeting to answer questions and have facts and figures.

The City Clerk was directed to invite Business Administrator Buck, Representatives of Samuel Klein and Company, Board of Education General Auditor Marshello to meet with the Council at their special conference January 9, 1979.

January 3, 1979

/ 6-HC-f.

MR. JAMES BENJAMIN, PRESIDENT OF LOCAL 131, 11 HILL STREET, NEWARK, NEW JERSEY,

ALSO SPEAKING IN BEHALF OF COALITION OF MUNICIPAL UNIONS, addressed the Municipal Council with respect to proposed layoffs. He pointed out the Board's budget was sent to Research Department which is in Washington and they sent back a document, with indications that the entire budget, to keep all persons presently employed, as of July 1st in the Board of Education would only take \$138 million and the Newark School Municipal Budget which was approved with \$153 million, has the difference of \$15 million.

The speaker felt the Council has indicated they have no control over the Board of Education and he thinks that same issue has been echoed by the Mayor. The reason for coming before the Municipal Council is the same reason that they have challenged the Mayor's position who appoints all of the 9 Board Members to the Board of Education and the President of the Board of Education is one of his aides. The speaker felt that no money should go to that agency until some house cleaning has been done. He felt the Council should take a strong posture and if possible rescind the \$7.6 million since it didn't deal with the layoffs.

President Harris extended his congratulations to Mr. Benjamin and he thinks he is doing a good job in representing his members of the Local and certainly he did bring to his attention, that he was not knowledgeable at the time there was going to be layoffs and he indicated to Mr. Benjamin there existed no dialogue between the Mayor and 9 Members of this Council and they were not informed of the pending layoffs, it is very unfortunate. This Body is most certainly seriously affected because it affects every one of our children and every employee and resident of this City because the delivery of services are hampered. They will continue to put the pieces in its proper perspective relating to the appointive powers that reside under this form of government that among the 9 Members that sit here, there is absolutely nothing that we have to do with appointing Members of the Board of Education and also the speaker brought forth another fact where the President of the Board of Education earns his bread and butter. They will continue to meet and they will always be receptive to meeting with all of the Union representatives because he thinks it goes without saying, they do have friends sitting on this Body who have Union backgrounds and he thinks that speaks for itself.

/ 6-HC-g.

MR. THOMAS POSSAMATO, PRESIDENT, FRATERNAL ORDER OF POLICE, 139 WASHINGTON

STREET, NEWARK, NEW JERSEY, thanked Councilman Martinez for the introduction of the Police Ordinance and the other Members of the Council for voting for same. Unfortunately, the Mayor's influence is still with some of the Members of the Council. He

finds the Mayor to be most deceitful, he has lied to the Unions and has created situations wherein they are undermanned in the Police Department which has become very serious. He knows that the Council is aware of the crime situation in their areas, if they are not, they are in trouble.

The speaker said it is about time the Council showed the people in this City that they have somebody to turn to. The City cannot continue as it is now without the cooperation of the Council, people in the City of Newark are asking questions like if the Council is going to do what the Mayor wants them to do, why do we need a Municipal Council.

The speaker said he wants to make his position clear, as the President of the Fraternal Order of Police to go on record in saying, that he, as an individual, and he as President of the Organization, will continue for the recall of the Mayor. He will support the Coalition of Unions throughout the City and will not have this coalition split and will not deal individually. He knows there will be a fight on the part of the Council to continue this and they will be harrassed and blackmailed and bargained with by Administration. He can understand that and he is asking the Council to continue the fight for the needs of the citizens of this City.

Councilman Tucker said his concern on the matter in regard to the ordinance is clear, the concerns of the police are real and thinks a large number of citizens, basically address that issue. He thinks an equal amount of consideration has to be given to other municipal employees. His concern on the matter clearly is that he does not want in anyway whatsoever to construe the fact that if we in fact move forward on this ordinance that we put a priority of police over Sanitation and all other municipal workers. The point he wants to make clear is that he does not want us to confuse the fact that our ordinance does make a priority of policemen separate and apart from other municipal employees. He is hopeful the Coalition of Unions, that Mr. Possamato is working with now, that they will stick together and fight for all employees. He is hopeful that this Council will try to address itself on the issue. He thinks the ordinance now really addresses itself to the police but he is hopeful that we will expand that dealing basically with all areas. He wants to make it clear his concern that he will fight to insure that none of the municipal employees be laid off. He is realistic enough to know that is not a reality but he thinks our goals should basically be that all municipal employees have an opportunity and they have trained, have skills and he thinks the citizens of Newark need it. His determination

January 3, 1979

on the 17th of January will be made in regard to all municipal employees.

Councilman Martinez agreed with Councilman Tucker but would like to give thanks and recognition to where it is due. Mr. Possamato is the President of the Fraternal Order of Police, who was actually the person who prepared the ordinance in form, but it was revised and he thinks the President has much concern and outlook in the future that he recognizes an emergency based on the Police Director teletyping to all commands and he took immediate action, maybe it should have been done a long time ago with other essential services.

Councilman Carrino said in conclusion, he thinks it is going to be very important that they are all here on the 17th of January because if this thing does have the possibility of being legal there is going to be a lot of maneuvering now and between the 17th of January and there better be a lot of strength here to make sure those votes are here.

6-HC-h.

MR. CURTIS GRIMSLEY, PRESIDENT OF LOCAL 617, SCIU, 11 HILL STREET, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out that they had a peaceful demonstration on December 21st, 1978 at the Prudential. The reason for the demonstration and it was orderly, the papers were not correct on the numbers. However, the number was better than 5,000 people. The citizens have not been able to contact Mayor Gibson about the wholesale layoffs and maybe the business community would be able to contact the Mayor concerning these wholesale layoffs.

6-HC-i.

MR. ROBERT INGRAHAM, 214 NORTH ARLINGTON STREET, EAST ORANGE, NEW JERSEY, REPRESENTING THE LABOR PARTY, addressed the Municipal Council with respect to the increasing number of drugs in Newark and the United States, particularly in relationship to problems posed by layoffs and the budget crisis.

The speaker urged the Council to adopt a resolution and supply said resolution to every Member of the State Assembly and State Senate of Newark urging them to defeat any attempt to pass Marijuana Discrimination Bill in Trenton. There are presently two bills, one sponsored by Senator Dodd and the other by former Assemblyman Shapiro.

A motion to permit Mrs. Dot Montferret to be heard on Hearings of Citizens was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

6-HC-1.

MRS. DOT MONTERRET, 99 BRILL STREET, NEWARK, NEW JERSEY, IN BEHALF OF THE IRONBOUND RECREATION CENTER, addressed the Municipal Council with respect to the Recreational Center indicating that they have a workable plan and hoped the Council would support them.

Councilman Martinez thanked the speaker pointing out that without people like her and the other members of the Hockey League, etc. they started something in the City of Newark. When they submitted their proposal, immediately Administration rejected it. The Ironbound submitted a proposal, whereby they would run the facility on a community level. A meeting was held and she was told at that time the proposal had been rejected and said they would keep the stadium open until the 29th, two days later the stadium was boarded up and luckily a wind came by and blew the boards off and it was opened again and no one was injured. Everyone maintained the facility and maintained a crew and the kids were back out playing ice hockey. On Friday he called the Business Administrator and Mr. Washington and questioned them what they intended to do with the Ironbound Stadium and they indicated to him that it would definitely be closed. On Sunday they decided to reopen the Ironbound and he said he was pleased to see the speaker here because there are other recreation centers in the City they have indicated would be closed. Now Administration has said that her proposal was so magnificent and thought it would be an inspiration to all of the other recreation centers throughout the other areas of the City and they want to finally sit down with the committee and have them have the input to show them the way how it can be done through a community based organization. He thinks they said they are going to send two maintenance men and one engineer and he showed them they don't need any maintenance people because the place is cleaned by themselves and painted by the parents and to him it is a true inspiration and a gratification to be a part of that particular community.

Councilman James indicated he was very upset when he read Sunday that there was talk about the Ironbound being opened first and the others being closed. If we talk about bringing 1,300 police officers at a minimum level and we simultaneously close all our recreation centers we will need to bring back 13,000 officers and not 1,300. He thinks it is very insulting on the part of the City to open a facility and say community now, go in and do it on a voluntary basis. If we cannot walk to City Hall and find people behind desks reading papers, feet up on the desk, taking long breaks, long lunch hours, then he would say yes, we know those people exist. We know there are CETA people that don't know what to do for the whole day. He is saying for us to

January 3, 1979

tell the community, there is a building there, go over there and run it, for recreation which is a vital part of the City he thinks it is a joke. He thinks this City of Newark should be able to maintain a facility in each ward and he thinks we ought to stop kidding ourselves. We should have priority for police, but if you don't have recreation, you need more police. He doesn't believe the City is doing a great favor in saying community go run it on a voluntary basis. No one will come to City Hall without pay. The day people come to City Hall because they love the City and work for nothing then we should turn around and tell people they should run the buildings for nothing. He would say he will continue to explore this with Councilman Martinez but his concept now, is keep them open. His concept is to keep them open but the City to run it because it brings about a vital service, activity and recreation which has always been a part of man and we need it. He doesn't believe we should tell people they should do it for nothing. He hoped that Administration, the Mayor and all the next meetings take heed to a motion by this Council and we went to the Board of Education "please keep one recreation center open in each ward, a minimum, we would like to see them all open." He thinks we ought to follow up on it but he does not share anyones opinion that we have the right to ask people to volunteer to keep a facility open.

A motion to permit Mr. William Smith to be heard on Hearings of Citizens was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-k.

MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to layoffs and tax abatements, pointing out a tax abatement was given to Mr. Rockefeller.

The speaker pointed out there is contemplated talk about raising the water rates and a water shortage, and there is water running down Chancellor Avenue and Bergen Street since September.

Councilman James stated for the record the last time Mr. Smith was here, Mr. Harold Edwards, representing the Business Administrator's Office did go to Chancellor Avenue to investigate the water leak. The time he went there and made a personal inspection there was no water, since that time he has passed there, he frequents the Cleaners directly in front of Mr. Smith's home and the water has not been running.

He has received a report that the matter has been resolved.

Councilman James requested Mr. Weiss, from the Business Administrator's Office to investigate Mr. Smith's charge that water is leaking in front of 203 Chancellor Avenue and respond to Mr. Smith personally.

Councilman Tucker replied that Mr. Rockefeller owns the majority stock in Tishman, who is the general contractor, he is the developer, not the owner of Public Service.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL PARTIAL WATER AND SEWER PENALTY CHARGES OF \$436.03 ON ACCOUNT NO. 04 -733-5540-00 AND ACCOUNT NO. 03-726-7870-00, 420 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, OWNED BY ASTIN REALTY LTD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO PHILLIPS MFG. CO., INC., 190 EMMETT STREET, NEWARK, NEW JERSEY, 07114, THE SUM OF \$2,558.35, DUE TO PAYMENTS MADE ON WATER ACCOUNT NO. 07-357-2500-00 FOR 214 ASTOR STREET, NEWARK, NEW JERSEY, WHICH BUILDING HAD BEEN DEMOLISHED AND WATER METER REMOVED. ADDITION TO EXISTING BUILDING SUBSEQUENTLY CONSTRUCTED, BUT WATER SERVICE WAS TIED INTO EXISTING WATER METER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH CARMINE W. DENTE T/A DENTE BROS. TOWING, 27 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, HIGHEST RESPONSIBLE BID, FOR TOWING AND STORAGE OF VEHICLES IN THE WEST DISTRICT, BID OF \$13,555. WAS RECEIVED, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL

January 3, 1979

BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT, JANUARY 1, 1979 TO DECEMBER 31, 1979; SAID MONIES SHALL BE DEPOSITED IN GENERAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE (CONTRACT NO. 77-03R) WITH CONTRACTOR PROVIDING FOR COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE I-A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATION AND ANNUALLY APPROPRIATED THEREAFTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SAFE AND CLEAN NEIGHBORHOOD PROGRAM (DISCRETIONARY FUNDS), \$20,000.; ITEM AVAILALBE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-f.

RESOLUTION AMENDING RESOLUTION 7-R-z, JUNE 26, 1978 AND RESOLUTION 7-R-x, SEPTEMBER 20, 1978, CONTRACT WITH JAMES C. BYRNE, D.P.M., FOR DELIVERY OF MEDICAL SERVICES AT THE DAYTON COMMUNITY HEALTH CENTER, RATIFYING CONTRACT FOR PERIOD OCTOBER 30, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER SECOND AMENDED CONTRACT IS \$9,756.24. (SECOND AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT CHECK IN AMOUNT OF \$600. FROM THE INSURER FOR THE DEFENDANT E. VANDERHOFF & SONS, AND ALSO ACCEPT CHECK IN AMOUNT OF \$300. FROM THE INSURER OF THE DEFENDANT LANE FERDINAND IN FULL SETTLEMENT OF CLAIM BY CITY FOR DAMAGES TO ITS TRAFFIC SIGNAL LOCATED ON BROAD AND SOUTH STREETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO BROAD AND MARKET TAVERN, A CORPORATION AND JACK L. COHEN, ESQ., ITS ATTORNEY, 100 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, SUM OF \$375.85, FOR RETAIL CONSUMPTION LICENSE # C 216 FOR 1978-1979 TERM, MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL DENIED RENEWAL OF THE LICENSE; \$700., \$70. ADMINISTRATIVE COSTS AND \$50.83 PER MONTH FOR PERIOD OF FIVE MONTHS REPRESENTING THE MONTHLY PRO RATA SHARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO PULASKI SAVINGS & LOAN ASSOCIATION, SUM OF \$426.50, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEAR 1977, FOR PREMISES 857 SOUTH 16TH STREET, BLOCK 3012, LOTS 13 AND 14; PURSUANT TO JUDGEMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 185 JUNK VEHICLES, NOW IN THE POSSESSION OF NEWARK POLICE DEPARTMENT, MOTOR VEHICLES FOUND ABANDONED AND UNCLAIMED, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157. (TRUE TITLES - PER ATTACHED LIST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TEN (10) HORSES AND OTHER RELATED STABLE EQUIPMENT AND SUPPLIES TO HIGHEST RESPONSIBLE BIDDERS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW 40A:11-36; SAID MONIES RECEIVED FROM SALE SHALL BE DEPOSITED IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting guidelines from Corporation Counsel Perillo was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,250., TRAINING AND ORGANIZATIONAL DEVELOPMENT PROGRAM.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,250., TRAINING AND ORGANIZATION-  
AL DEVELOPMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$43,557.,  
NUTRITION PROJECT FOR THE ELDERLY PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$43,557., NUTRITION PROJECT FOR THE  
ELDERLY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$431,875.,  
NUTRITION PROJECT FOR THE ELDERLY PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$431,875., NUTRITION PROJECT FOR  
THE ELDERLY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

7-R-r.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$4,226.,  
NUTRITION PROJECT FOR THE ELDERLY.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$4,226., NUTRITION PROJECT FOR THE  
ELDERLY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$9,359.,  
NUTRITION PROJECT FOR THE ELDERLY PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$9,359., NUTRITION PROJECT FOR THE  
ELDERLY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$50,000.,  
NUTRITION PROJECT FOR THE ELDERLY.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

7-R-w.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$50,000., NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$391,815., NUTRITION PROJECT FOR THE ELDERLY PROGRAM.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$391,815., NUTRITION PROJECT FOR THE ELDERLY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$73,480.31, NUTRITION PROJECT FOR THE ELDERLY PROGRAM.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$73,480.31, NUTRITION PROJECT FOR THE ELDERLY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

7-R-bb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$137,000.,  
DEMONSTRATION NEIGHBORHOOD PRESERVATION PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$137,000., DEMONSTRATION  
NEIGHBORHOOD PRESERVATION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979  
BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

(For final action on Resolutions 7-R-bd and 7-R-be, see pages 65 and 66 in the minutes of this meeting)

7-R-bd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$62,876.,  
MUNICIPAL COURT MANAGEMENT IMPROVEMENT PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Grant, Johnson, Villani, Tucker.

No: Councilmen Bottone, Carrino, James, Martinez, President Harris.

7-R-be.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$62,876., MUNICIPAL COURT  
MANAGEMENT IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and failed of adoption by the following votes:

Yes: Councilmen Grant, Johnson, Villani, Tucker.

No: Councilmen Bottone, Carrino, James, Martinez, President Harris.

At a later time in the meeting, a discussion was held with respect to Resolutions 7-R-bd and 7-R-be.

City Clerk D'Ascensio said that the Municipal Council at their December 28, 1978 meeting adopted cancellation of unexpended balance, prior years special item of appropriation, the unexpended balance was in the amount of \$62,876. which was a grant for the Municipal Court Management Improvement Program. The Division of Budget is now requesting that this unexpended balance be anticipated as an item of revenue

in the 1979 Temporary Budget.

Councilman Bottone said he thinks he has been deceived on this one. He asked the question explicitly yesterday, were these two men, or positions already appropriated or thought of, and we were told no and here it is before us in writing.

Councilman James said is he led to understand this situation, Resolutions 7-R-bd and 7-R-be, are actually monies to appropriate for the titles that were created in the original ordinance brought forward and removed from the Table by Councilwoman Villani.

Councilman Tucker said this Council went on record indicating that the Court Management Project, if it was being paid from counter cyclical funds that there was no problem with it. He assumes most of us are aware of the fact these two resolutions, and he would like to clearly indicate that this identifies counter cyclical funds, not municipal funds, that can be utilized to extend the project, from January through April. Clearly, some of the arguments put forth, he does not quite understand, unless we are not being truthful with ourselves. In other words, he remembers our concern, initially they were going to use municipal funds, he assumes when we look at that, we see clearly they are going to utilize counter cyclical funds, not municipal funds. He does not think we are being honest with ourselves when we come out here and say, we support the project, but they are using Municipal funds, now we do not want to vote for the appropriation of accrued funds.

President Harris requested Chief Accountant Fitzsimons to give his explanation on this.

Chief Accountant Fitzsimons replied that the Anti-Recession funds that were assigned to the Court Management Improvement Program were cancelled at the December 28th meeting because they were unexpended at that time. We are now rolling over and reappropriating in the 1979 Temporary Budget the Federal funds to carry out the Court Management Improvement Program until those funds are used up.

President Harris said in order to minimize the confusion, he requested a new roll call be taken with respect to Resolutions 7-R-bd and 7-R-be.

7-R-bd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$6,2876.,  
MUNICIPAL COURT MANAGEMENT IMPROVEMENT PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker.

Councilman Bottone said he wants to make it clear for the record that if these are unused counter cyclical funds, they are not City funds, he will vote in the

affirmative.

Councilman Carrino said it still means that those positions are going to be carried for three months and the argument will be you can't end it in March so we will still have to be convinced to appropriate the money in April for the next 9 months. He questioned if accrued counter cyclical money does not mean it couldn't be used for some of the laid off basic service employees. Even though it was money accrued from the Court Management Improvement Program, this money could be used for laid off employees.

The motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-be.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$62,876. MUNICIPAL COURT MANAGEMENT IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino.

7-R-bf.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$11,294., WBGO-FM PROGRAM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$11,294., WBGO-FM PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-bh.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$550.,  
TALENT SEARCH PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$550., TALENT SEARCH PROGRAM;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$581,925.,  
SUMMER FOOD PROGRAM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$581,925., SUMMER FOOD PROGRAM;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$531,458.65,  
SUMMER FOOD PROGRAM.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$531,458.65, SUMMER FOOD PROGRAM,  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

January 3, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-bn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$445,175., SUMMER FOOD PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-bo.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$445,175., SUMMER FOOD PROGRAM: SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-bp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$81,011., GREEN ACRES LOCAL ASSISTANCE.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-bq.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$81,011., GREEN ACRES LOCAL ASSISTANCE: SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-br.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$14,927., WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$14,927., WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$19,706., WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$19,706., WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$70,375., WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$70,375., WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

871

January 3, 1979

7-R-bx.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$22,160.,  
URBAN RODENT AND INSECT CONTROL PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Carrino, Martinez.

7-R-by.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$22,160., URBAN RODENT AND  
INSECT CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Carrino, Martinez.

7-R-bz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$113,700.,  
URBAN RODENT AND INSECT CONTROL TITLE X PROGRAM.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Carrino, Martinez.

7-R-ca.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$113,700., URBAN RODENT AND  
INSECT CONTROL TITLE X PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Carrino, Martinez.

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$106,305.,  
URBAN RODENT AND INSECT CONTROL PROGRAM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
 President Harris.

No: Councilmen Carrino, Martinez.

7-R-cc.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$106,305., URBAN RODENT AND  
INSECT CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
 President Harris.

No: Councilmen Carrino, Martinez.

7-R-cd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$208,369.,  
MULTI-PHASIC DRUG TREATMENT PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
 Villani, President Harris.

7-R-ce.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$208,369., MULTI-PHASIC DRUG  
TREATMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
 Villani, President Harris.

7-R-cf.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$109,875.,  
MULTI-PHASIC DRUG TREATMENT PROGRAM.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

January 3, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$109,875., MULTI-PHASIC DRUG TREATMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$22,170.37, CHEST CLINIC GRANT PROGRAM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$22,170.37, CHEST CLINIC GRANT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 CITY OF NEWARK BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$122,171.50, NON-EMERGENCY TRANSPORTATION PROGRAM.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ck.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$122,171.50, NON-EMERGENCY TRANSPORTATION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by

Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$22,000.,  
VAN POOL PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$22,000., VAN POOL PROGRAM; SAID  
EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$2,267.45.,  
TASK FORCE PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-co.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$2,267.45; TASK FORCE PROGRAM;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$224,905.,  
REDEVELOPMENT AND HOUSING AUTHORITY SECURITY SERVICES.

A motion to adopt the resolution was made by Councilman Tucker, seconded by

January 3, 1979

Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cq.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$224,905., REDEVELOPMENT AND HOUSING AUTHORITY SECURITY SERVICES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICE TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$11,000., JUVENILE JUSTICE DELINQUENCY PROJECT.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cs.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$11,000., JUVENILE JUSTICE DELINQUENCY PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$65,000., INDEPENDENCE HIGH SCHOOL, 6TH YEAR.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cu.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$65,000., INDEPENDENCE HIGH SCHOOL, 6TH YEAR; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Grant, seconded by



Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$180,091.,  
MINI BLOCK GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cw.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$180,091., MINI BLOCK GRANT  
PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$64,427.,  
PUBLIC HOUSING SPECIAL PATROL OFFICERS PROGRAM.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cy.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$64,427., PUBLIC HOUSING SPECIAL  
PATROL OFFICERS PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$205,680.,  
NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL PROGRAM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by

877

President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-da.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$205,680., NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-db.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$65,444., PROJECT GAINS PROGRAM.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dc.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$65,444., PROJECT GAINS PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-de.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$3,000., WORK STUDY PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-df.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$3,000., WORK STUDY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$25,600., SUB-  
REGIONAL COMPREHENSIVE TRANSPORTATION PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dh.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$25,600., SUBREGIONAL COMPREHENSIVE  
TRANSPORTATION PLANNING GRANT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979  
BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-di.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$20,000.,  
CIVILIAN CAB STARTER PROGRAM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dj.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$20,000., CIVILIAN CAB STARTER  
PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$45,600.,  
SUB-REGIONAL TRANSPORTATION PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by

January 3, 1979

Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dl.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$45,600., SUB-REGIONAL TRANSPORTATION PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$46,277., RETIRED SENIORS VOLUNTEER PROGRAM.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dn.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$46,277., RETIRED SENIORS VOLUNTEER PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-do.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$6,500., RETIRED SENIORS VOLUNTEER PROGRAM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dp.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,500., RETIRED SENIORS VOLUNTEER PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$200,000.,  
ECONOMIC GROWTH AND DEVELOPMENT CORPORATION.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dr.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$200,000., ECONOMIC GROWTH AND  
DEVELOPMENT CORPORATION; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ds.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$50,000.,  
ECONOMIC PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dt.

TEMPORAY EMERGENCY RESOLUTION APPROPRIATING \$50,000., ECONOMIC PLANNING GRANT  
PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-du.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$93,827.,  
CHILDHOOD LEAD POISONING PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by

January 3, 1979

Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dv.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$93,827., CHILDHOOD LEAD POISONING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$11,782., CHILDHOOD LEAD POISONING PROGRAM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dx.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$11,782., CHILDHOOD LEAD POISONING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dy.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" SUM OF \$54,543., CHILDHOOD LEAD POISONING PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dz.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$54,543., CHILDHOOD LEAD POISONING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by

President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ea.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$31,434., 701  
COMPREHENSIVE PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eb.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$31,434., 701 COMPREHENSIVE  
PLANNING GRANT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ec.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$19,200.,  
701 COMPREHENSIVE PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ed.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$19,200., 701 COMPREHENSIVE  
PLANNING GRANT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ee.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,367.,  
701 COMPREHENSIVE PLANNING GRANT PROGRAM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by

January 3, 1979

Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ef.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,367., 701 COMPREHENSIVE PLANNING GRANT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$631,758., NEIGHBORHOOD FACILITIES PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eh.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$631,758., NEIGHBORHOOD FACILITIES PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ei.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$430,000., OPEN SPACE PROGRAM.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ej.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$430,000., OPEN SPACE PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Grant, seconded by



Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ek.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$449,271.,  
NEWARK COMPREHENSIVE CRIME PREVENTION PROGRAM.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-el.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$449,271., NEWARK COMPREHENSIVE  
CRIME PREVENTION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-em.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK, "MISCELLANEOUS REVENUE", SUM OF \$130,455.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I.

A motion to table this resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-en.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$130,455., COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT FY'78 PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN  
1979 BUDGET.

A motion to table this resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eo.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$6,557,173.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79, TITLE I.

January 3, 1979

A motion to table this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ep.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE I, SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE II.

A motion to table this resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-er.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE II; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-es.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SKILLS TRAINING IMPROVEMENT PROJECT.

A motion to table this resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-et.            TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,175,000., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE III, SKILLS TRAINING IMPROVEMENT PROJECT; SAID  
EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eu.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$199,990.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH IN COMMUNITY CONSERVATION  
IMPROVEMENT PROJECT.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ev.            TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$199,990., COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT, TITLE III, YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECT;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ew.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$500,000.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING  
PROGRAM-FY'78.

A motion to table this resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-ex.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$500,000., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY-'78;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-ey.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$83,795.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY  
DISADVANTAGED YOUTH-FY'78.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-ez.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$83,795., COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH-FY'78;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-fa.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$316,205.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY  
DISADVANTAGED YOUTH FY'78.

A motion to table this resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilmen Tucker.

7-R-fb.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH, FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilmen Tucker.

7-R-fc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$400,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, HIRE II PROGRAM.

A motion to table this resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilmen Tucker.

7-R-fd.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$400,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, HIRE II PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-fe.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$284,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, EXEMPLARY IN-SCHOOL YOUTH PROJECT.

A motion to table this resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilmen Tucker.

January 3, 1979

7-R-ff.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$284,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, EXEMPLARY IN-SCHOOL YOUTH PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-fg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$600,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, VENTURES IN COMMUNITY IMPROVEMENT PROGRAM.

A motion to table this resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-fh.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$600,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, VENTURES IN COMMUNITY IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-fi.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM, FY'79.

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

January 3, 1979

7-R-fj.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,185,971., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'79;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Grant, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

No: Councilman Tucker.

7-R-fk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$14,100,000.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VI, FY'79 PROGRAM.

A motion to table this resolution was made by Councilman James, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes; Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

No: Councilman Tucker.

7-R-fl.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$14,100,000., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE VI, FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE  
PROVIDED IN 1979 BUDGET.

A motion to table this resolution was made by Councilman Johnson, seconded by  
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

No: Councilman Tucker.

7-R-fm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$25,000.,  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VII, PRIVATE SECTOR INITIATIVE  
PROGRAM-FY'79.

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

January 3, 1979

/ 7-R-fn.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$25,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VII, PRIVATE SECTOR INITIATIVE PROGRAM-FY'79; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-fo.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$18,553., TITLE X ENVIRONMENTAL IMPROVEMENT PROGRAM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-fp.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$18,553., TITLE X ENVIRONMENTAL IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-fq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$50,000., MULTIPLE DWELLING PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-fr.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$50,000., MULTIPLE DWELLING PROGRAMS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.



A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-fs.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$60,000., MULTIPLE DWELLING PROGRAM.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ft.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$60,000., MULTIPLE DWELLING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-fu.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$366,300., MULTIPHASIC DRUG TREATMENT PROGRAM.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-fv.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$366,300., MULTIPHASIC DRUG TREATMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

7-R-fw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$215,201.,  
PUBLIC HEALTH PRIORITY FUNDING.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-fx.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$215,201., PUBLIC HEALTH PRIORITY FUNDING; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-fy.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,355,200.,  
WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-fz.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,355,200., WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ga.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$45,000.,  
SAFE AND CLEAN NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND)

A motion to defer action on this resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

January 3, 1979

804

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gb.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$45,000., SAFE AND CLEAN NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to defer action on this resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$500,000., SAFE AND CLEAN NEIGHBORHOOD PROGRAM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gd.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$500,000., SAFE AND CLEAN NEIGHBORHOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ge.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$87,352., THE NORTHWARD COMMUNITY YOUTH ENRICHMENT PROJECT-FIFTH YEAR.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-gf.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$87,352., NORTHWARD COMMUNITY YOUTH ENRICHMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-gg.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, TO FUND W.I.C. PROGRAM FOR PERIOD OCTOBER 1, 1978 TO JANUARY 3, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE GRANT-IN-AID CONTRACT TO ACCEPT GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, TO FUND W.I.C. PROGRAM, FOR PERIOD JANUARY 4, 1979 TO SEPTEMBER 30, 1979; IN AMOUNT OF \$1,355,200.; NO MATCH REQUIRED AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-gh.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT ADDITIONAL \$50,000. FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR PERIOD JULY 1, 1978 TO JUNE 30, 1979 TO AUGMENT PARTICIPATION OF CITY OF NEWARK IN THE STATE-LOCAL COOPERATION INSPECTION PROGRAM; FURTHER AMENDING RESOLUTION 7-R-1, SEPTEMBER 6, 1978, PARAGRAPH 4, MAKING TOTAL AMOUNT OF GRANT FOR SAID PERIOD \$110,000.; NO MATCH FUNDS BY CITY OF NEWARK OR EXPENDITURE OF MUNICIPAL FUNDS. (GRANT-IN-AID ASSISTANCE PROVIDED BY STATE WILL BE SOLELY TO DEFRAY COSTS INCURRED IN UNDERTAKING ENFORCEMENT CAPABILITIES AND TO SUPPLEMENT THE LOCAL APPROVED BUDGET DEDICATED TO HOUSING INSPECTION PROGRAMS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gi.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH RESIDENTS FOR COMMUNITY ACTION, INC., TO PROVIDE ACCOUNTING CLERK TRAINING FOR 32 PARTICIPANTS, JANUARY 9, 1979 TO JANUARY 8, 1980; CONTRACT AMOUNT NOT TO EXCEED \$52,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gj.

RESOLUTION CONGRATULATING AL "BUBBA" BAKER ON BEING NAMED UNITED PRESS INTERNATIONAL'S 1978 NATIONAL FOOTBALL CONFERENCE "ROOKIE OF THE YEAR."

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant.

Councilman James said he is pleased to say that a young man from the City of Newark, Al Baker, who left Weequahic, as one of those who provided him monies to go to Colorado State University and now we have watched this young man on television all year, and at the end of the season was named the National Football Conference Rookie of the year. Without a doubt anyone who watched Detroit on television this year, the most exciting player, was Number 60, Al "Bubba" Baker, from Weequahic High School and his other counter partner, was Earl Campbell, so when you think this man was equal to Earl Campbell, we certainly have something to come home to. He presently has his home in Newark, just left for the pro ball and we will be seeing him in the future.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gk.

RESOLUTION OF INTENT TO EXPLORE THE FEASIBILITY AND ADVISABILITY OF ASSIGNING THE TWO DISTINCT FUNCTIONS NOW BEING PERFORMED BY THE HOUSING AUTHORITY OF THE CITY OF NEWARK TO SEPARATE GOVERNMENTAL ENTITIES, ONE CHARGED WITH THE RESPONSIBILITY OF HOUSING AND THE OTHER URBAN RENEWAL AND COMMUNITY DEVELOPMENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

January 3, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gl.

RESOLUTION RATIFYING CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC., FOR PERIOD JANUARY 1, 1979 TO JANUARY 3, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC. FOR PERIOD JANUARY 4, 1979 TO SEPTEMBER 30, 1979, FOR WORK EXPERIENCE IN-SCHOOL AND OUT-OF-SCHOOL PROGRAM (VALLEY SECTION), FOR SUM NOT TO EXCEED \$17,537.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, 34-9-106-10, YETP TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gm.

RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979.  
(6 SPECIAL POLICEMEN)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-gn.

RESOLUTION RE-APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979.  
(12 SPECIAL POLICEMEN)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### MOTIONS.

7-M-a.

A MOTION INVITING DR. STANLEY S. BERGEN, PRESIDENT, COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, BUSINESS ADMINISTRATOR BUCK AND HEALTH AND WELFARE DIRECTOR MORGAN TO MEET WITH THE MUNICIPAL COUNCIL AS SOON AS POSSIBLE TO DISCUSS THE MANY SERIOUS PROBLEMS IN CONNECTION WITH AMBULANCE SERVICES PROVIDED BY THE NEWARK EMERGENCY MEDICAL SERVICES UNDER THE DEPARTMENT OF HEALTH AND WELFARE, INCLUDING THE POSSIBILITY OF ASSIGNING THE FUTURE RESPONSIBILITY FOR THE AFORESAID SERVICES TO THE COLLEGE OF

MEDICINE AND DENTISTRY OF NEW JERSEY; FURTHER, INVITING REPRESENTATIVES OF THE FOUR VOLUNTARY AMBULANCE SQUADS SERVING THE CITY OF NEWARK TO THE ABOVE SCHEDULED MEETING, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION STRONGLY URGING THAT THE MUNICIPAL COUNCIL SUPPORT THE FULL ENFORCEMENT OF ALL EXISTING MUNICIPAL ORDINANCES AND STATE STATUTES RELATING TO THE OPERATION OF ALL ESTABLISHMENTS IN THE CITY OF NEWARK HOLDING ALCOHOLIC BEVERAGE CONTROL LICENSES; FURTHER, THAT THE ADMINISTRATION INITIATE IMMEDIATE INSPECTIONS OF EACH AND EVERY LICENSED PREMISES IN THE CITY OF NEWARK TO ASCERTAIN ANY AND ALL VIOLATIONS OF EXISTING LAWS, AND THAT THE MAYOR AND/OR THE BUSINESS ADMINISTRATOR FORWARD TO THE MUNICIPAL COUNCIL ALL PERTINENT REPORTS. ALSO, DIRECTING THE CITY CLERK TO INVITE TO THE NEXT SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL THE FOLLOWING CITY OFFICIALS: MILTON A. BUCK, BUSINESS ADMINISTRATOR, HUBERT WILLIAMS, DIRECTOR OF POLICE, JOHN CAUFIELD, DIRECTOR OF FIRE, DOUGLAS MORGAN, DIRECTOR OF HEALTH AND WELFARE, JOHNNIE PETERSON, SECRETARY, MUNICIPAL ALCOHOLIC BEVERAGE CONTROL BOARD, ARMAND LEMBO, DIRECTOR, DIVISION OF INSPECTIONS. THE PURPOSE OF SAID MEETING WILL BE TO DISCUSS THE ENFORCEMENT OF CITY ORDINANCES AND STATE STATUTES RELATIVE TO ALL LICENSED ALCOHOLIC BEVERAGE CONTROL PREMISES, was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION REQUESTING COMPUTER SCIENCES CORPORATION TO PROVIDE THE COUNCIL WITH A REPORT INDICATING THE CURRENT STATUS OF THEIR AFFIRMATIVE ACTION PROGRAM WITH SPECIFIC REFERENCE TO THE NUMBER OF MINORITY EMPLOYEES WHO HAVE BEEN PROMOTED SINCE THE INCEPTION OF THE CSC CONTRACT WITH THE CITY; FURTHER THAT THE COUNCIL BE PROVIDED WITH ADDITIONAL INFORMATION SPECIFYING THE GRIEVANCE PROCEDURE ESTABLISHED, IF ANY, IN CONNECTION WITH THE AFFIRMATIVE ACTION PROGRAM, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 3, 1979

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR BUCK TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE, JANUARY 23, 1979 TO DISCUSS THE POSSIBILITY OF HAVING A COMMUNITY GROUP OPERATE BOTH THE ST. PETER'S AND THE CHANCELLOR AVENUE RECREATION FACILITIES, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE BUSINESS ADMINISTRATOR SUPPLY COUNCIL WITH A SYNOPSIS OF THE BIDDING PROCESS REGARDING THE PROPOSED DATA PROCESSING CONTRACT TO BE LET BY THE CITY OF NEWARK, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE ADMINISTRATION SUPPLY COUNCIL WITH A COMPREHENSIVE AND CURRENT REPORT INDICATING THE PARTICIPATION OF MINORITY CONTRACTORS AND EMPLOYEES IN CONNECTION WITH THE CONSTRUCTION OF THE NEW BUILDING WHICH WILL HOUSE PUBLIC SERVICE ELECTRIC AND GAS COMPANY. THE REPORT REQUESTED SHOULD INCLUDE AN ESTIMATE OF THE TOTAL CONSTRUCTION COST AS WELL AS THE DOLLAR AMOUNT OF MINORITY PARTICIPATION; FURTHER, THAT MAYOR GIBSON, BUSINESS ADMINISTRATOR BUCK, MOET DIRECTOR WHEELER AND GREATER NEWARK CHAMBER OF COMMERCE PRESIDENT RINSKY BE INVITED TO MEET WITH COUNCIL AS SOON AS POSSIBLE TO DISCUSS MINORITY EMPLOYMENT ON THE AFOREMENTIONED CONSTRUCTION PROJECT, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### COMMUNICATIONS AND PETITIONS.

##### COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 21, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFITS CLERK, TYPING, AND TO CREATE



January 3, 1979

900

THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK)."

(Health Insurance Benefit Clerk \$10,236. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 21, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE PART-TIME POSITIONS OF DENTIST, 20 HOURS; OBSTETRICIAN/GYNECOLOGIST, 9 HOURS; AND PODIATRIST, 12 HOURS)."

(Dentist, Part Time  
(20 Hours Per Week) \$28,662. - \$28,662.

Obstetrician/Gynecologist, Part Time  
(9 Hours Per Week) 12,898. - 12,898.

Podiatrist, Part Time  
(12 Hours Per Week) 17,197. - 17,197.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference January 17, 1978 was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 21, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW JERSEY 07105 TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A UTILITY TUNNEL AND TWIN CONDUITS CROSSING DOREMUS AVENUE AT A DEPTH OF NOT LESS THAN 9.0 FEET BELOW THE ROADWAY SURFACE ALL WITHIN A 40.363 FOOT EASEMENT."

(Copy of ordinance and correspondence submitted to each Member of the Council)

January 3, 1979

A motion directing the City Clerk to place this ordinance on the January 17, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978, ENCLOSING PROPOSED "ORDINANCE TO ADOPT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) AND ESTABLISH A DEPARTMENT OF GENERAL SERVICES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978, ENCLOSING PROPOSED "ORDINANCE TO REPEAL TITLE TWO, CHAPTER SEVEN, SECTION 5.1; TITLE TWO, CHAPTER NINE; TITLE TWO, CHAPTER 13A, ARTICLES TWO, THREE AND FOUR, AND TO AMEND TITLE TWO, CHAPTER NINE A, IN ITS ENTIRETY, AND TO AMEND TITLE TWO, CHAPTER 13A, SECTION ONE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from December 12, 1978 to December 22, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	7653 (Amended)
Combined Society of St. Patrick's Church	7710 (Amended)
St. Martin DePorres Educational Association - Queen of Angels School	7757 (Amended)
St. Joseph's Church	7779 (Amended)
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	7850
St. James Roman Catholic Church	7851
St. Casimir's Roman Catholic Church	7852
Sacred Heart Cathedral	7855
Sacred Heart Cathedral School	7856

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
The Eastern Rite Mission of the Most Holy Redeemer of State of New Jersey	7853
The Eastern Rite Mission of the Most Holy Redeemer of State of New Jersey	7854
Clear View Baptist Church	7857
Friendly Fuld Neighborhood Center Inc.	7858
Society of Holy Rosary of St. Francis Xavier Church	7859
Association of Friends and Employees of St. Michael's Medical Center	7860
St. Ann's Parent Teachers Association	7862

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

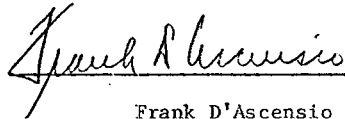
January 3, 1979

ADJOURNMENT.12.

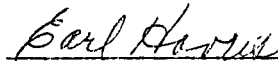
A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 6:00 P. M.

APPROVED:

Frank D'Ascensio  
City Clerk



Earl Harris  
President

Newark, New Jersey, January 5, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for Noon, Friday, January 5, 1979, in the Council Chamber, City Hall, Newark, New Jersey, to consider on first reading the proposed Ordinance to Amend Title 25, Chapter 3, Section 1 through 9, Water Rates and Charges, of the Revised Ordinances of the City of Newark.

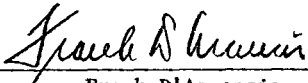
At 1:40 P. M., City Clerk D'Ascensio called the meeting to order and called the roll.

Present: City Clerk Frank D'Ascensio.

City Clerk D'Ascensio announced we do not have a quorum and this special meeting, in accordance with the Administrative Code, is adjourned.

This meeting adjourned at 1:41 P. M.

APPROVED:



Frank D'Ascensio

City Clerk

January 5, 1979



905

Newark, New Jersey, January 9, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:15 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Detective Robert Giuliano, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. '1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 5, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated January 4, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting the Council to remove from the Table Resolutions 7-R-em, 7-R-en, 7-R-eo, 7-R-ep, 7-R-eq, 7-R-er, 7-R-es, 7-R-et, 7-R-ew, 7-R-ex, 7-R-fa, 7-R-fb, 7-R-fc, 7-R-fd, 7-R-fe, 7-R-ff, 7-R-fg, 7-R-fh, 7-R-fi, 7-R-fj, 7-R-fk and 7-R-fl (Resolutions tabled January 3, 1979) at a special meeting of the Municipal Council on Tuesday, January 9, 1979, at 1 P. M., or as soon thereafter as the Council can convene.

The City Clerk read letter dated January 4, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting the Council to consider at their special meeting, January 9, 1979, nomination of Hon. Marie Villani to serve as a Member of the Local Assistance Board for a term beginning January 1, 1979 and ending December 31, 1979; and nomination of Ramon Aneses to serve as a Member of the Local Assistance Board for a term beginning January 1, 1979 and ending December 31, 1982.

The City Clerk also read letter dated January 5, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting the Municipal Council to also consider at the special meeting, January 9, 1979, at Noon, proposed Ordinance to Amend Title 25, Chapter 3, Section 1, through 9, Water Rates and Charges.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, President Harris.

No: Councilmen Carrino, James, Martinez, Villani.

President Harris: The yeses are five and the noes are four. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting of the Municipal Council, at Noon, Tuesday, January 23, 1979.

Councilman Bottone noted this vote today actually had to take place because if they did not take it out of the left hand pocket, they would have to take it out of the right hand pocket. It is a State authority that they have to make sure they have enough money to provide water for its citizens and fires. Regardless how they do it, whether they raise the taxes or water rates, it has to be raised one way or the other.

President Harris recalled when they discussed this matter in conference sometime ago, he suggested to the Mayor and Business Administrator that he thought it was necessary for the City to notify each and every homeowner of the City's predicament, by giving a very enlightened statement on their water bill explaining the fact they were going to be charged with this one way or the other.

Councilman Tucker indicated he wanted to make sure that representatives of Administration and the Water Department are present at the public hearing, second reading and final passage of this ordinance, on January 23, 1979, to answer questions regarding proposed rates.



RESOLUTIONS.

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$130,455., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I," was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-a.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$130,455., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$130,455., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET" was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$130,455., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 9, 1979

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE I," was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 9, 1979

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE II," was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE II.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE II; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79 PROGRAM, TITLE II; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 9, 1979

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT," was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'78," was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'78.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 9, 1979

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FY'78," was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FY'78.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$400,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III HIRE II PROGRAM," was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$400,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III HIRE II PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$400,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III HIRE II PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$400,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III HIRE II PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 9, 1979

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$284,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III EXEMPLARY IN-SCHOOL YOUTH PROJECT," was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$284,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III EXEMPLARY IN-SCHOOL YOUTH PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$284,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III EXEMPLARY IN-SCHOOL YOUTH PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$284,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III EXEMPLARY IN-SCHOOL YOUTH PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$600,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT III VENTURES IN COMMUNITY IMPROVEMENT PROGRAM," was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$600,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT III VENTURES IN COMMUNITY IMPROVEMENT PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$600,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III VENTURES IN COMMUNITY IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$600,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III VENTURES IN COMMUNITY IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 9, 1979

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM FY'79," was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM FY'79.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'79; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'79; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$14,100,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM," was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$14,100,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$14,100,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET," was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$14,100,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 5, 1979

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JANUARY 5, 1979, NOMINATING HON. MARIE L. VILLANI TO SERVE AS A MEMBER OF THE LOCAL ASSISTANCE BOARD FOR A TERM BEGINNING JANUARY 1, 1979 AND ENDING DECEMBER 31, 1979.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Hon. Marie L. Villani to serve as a Member of the Local Assistance Board for a term beginning January 1, 1979 and ending December 31, 1979 was made by President Harris, seconded by Councilman Martinez.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

Not Voting: Councilwoman Villani.

President Harris: The nomination is confirmed.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JANUARY 5, 1979, NOMINATING RAMON ANESES TO SERVE AS A MEMBER OF THE LOCAL ASSISTANCE BOARD FOR A TERM BEGINNING JANUARY 1, 1979 AND ENDING DECEMBER 31, 1982.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Ramon Aneses to serve as a Member of the Local Assistance Board for a term beginning January 1, 1979 and ending December 31, 1982 was made by Councilwoman Villani, seconded by Councilman Grant.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

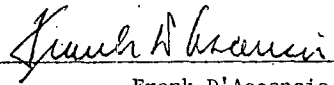
ADJOURNMENT.

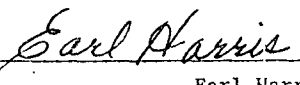
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 12:25 P. M.

APPROVED:

  
 Frank D'Ascensio  
 City Clerk

  
 Earl Harris  
 President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:25 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Ernest Lee Schamblee, Promised Land Baptist Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Deputy Chief Thomas W. Henry, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 8, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

#### REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD NOVEMBER 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

-4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD NOVEMBER 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 17, 1979

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD NOVEMBER 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF SPECIAL PUBLIC MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD NOVEMBER 8, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 30, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 30, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF NOVEMBER, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD NOVEMBER 15, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD NOVEMBER 15, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curbline of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

January 17, 1979

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET.

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)



(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW JERSEY, 07105 TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A UTILITY TUNNEL AND TWIN CONDUITS CROSSING DOREMUS AVENUE AT A DEPTH OF NOT LESS THAN 9.0 FEET BELOW THE ROADWAY SURFACE ALL WITHIN A 40.363 FOOT EASEMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 7, 1979.

A motion to consider Item 8-e on this Calendar under "Ordinances on First Reading" was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT DEEDS FOR SIX SPECIFIED PROPERTIES IN THE CITY OF NEWARK, NEW JERSEY FOR ONE DOLLAR EACH FROM THE SECRETARY OF THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, PROVIDED THE TITLE TO EACH PROPERTY SO CONVEYED IS MARKETABLE IN THE OPINION OF THE CORPORATION COUNSEL.

(Copy of ordinance and correspondence submitted to each Member of the Council)

924

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 7, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE PURCHASE OF PREMISES COMMONLY KNOWN AS 294-308 AVENUE P, BLOCK 5060, LOT 138, NEWARK, NEW JERSEY FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-5.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

SECTION 1. That the premises commonly known as 294-308 Avenue P, Newark, New Jersey, Block 5060, Lot 138 on the Official Tax Map of the City of Newark for the year 1978; be purchased from the Housing Authority of the City of Newark, a body politic and corporate, for the amount of \$77,000.00, pursuant to the provisions of N.J.S.40A:12-5.

SECTION 2. Funds for this project have been provided for by the 1977 Capital Budget Project No.5175, Fund 45, Department 75, Agency 02, Account 151.

SECTION 3. That the Director of Finance be authorized to pay the sum of \$77,000.00 upon receipt of a proper Purchase Order from the Director of Engineering, and notifications from the Corporation Counsel that the deed tendered by the Housing Authority of the City of Newark, as well as the Title to said premises has been approved by him.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted

January 17, 1979

by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The City Clerk was directed to inform Business Administrator Buck that the Council requires more precise answers to their previously submitted questions relating to this ordinance than was provided by Police Director Williams in his January 15, 1979 letter.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING AND RE-ADOPTING TITLE 27, ZONING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

WHEREAS, it is deemed in the best interests of the City of Newark to regulate the nature and extent of the uses of land and of building and structures thereon within the City, pursuant to the authority granted to the municipal council by Section 49 of the Municipal Land Use Law (C.40:55D-62); and

WHEREAS, on December 14, 1978, the Newark Central Planning Board adopted the land use plan element of the Master Plan for the City of Newark, pursuant to Section 19 of the Municipal Land Use Law (C.40:55 D-28);

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be hereby further amended and re-adopted as the zoning ordinance of the City of Newark.

Section 2. That a copy of the amended and re-adopted zoning ordinance of the City of Newark is attached hereto and made a part hereof.

Section 3. That any ordinance or part thereof inconsistent with the provisions of this ordinance shall be and is hereby, to the extent of such inconsistency, repealed.

Section 4. That if any portion or provision of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other portion or provision of this ordinance.

Section 5. This ordinance shall take effect on February 1, 1979.

926

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE OFFICE OF THE MAYOR, MUNICIPAL COURTS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1(c) of an Ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&Fc) and amendments thereto, be and the same is amended by creating the title, the minimum and maximum salary and code therefor, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Court Administrator 996677 35 hrs.	\$ 21,925	\$ 26,650
Assistant Court Administrator 995549 35 hrs.	19,887	24,176
Chief Counselor - FNS 995535 35 hrs.	18,038	21,925
Court Coordinator 490000 35 hrs.	12,209	14,840
Supervisor Intake Unit 996274 35 hrs.	11,074	13,460
Senior Counselor - FNS 995534 35 hrs.	11,628	14,130

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Counselor - FNS 995987            35 hrs.	10,547	12,819
Court Liason 800125            35 hrs.	9,748	11,628
Interviewer - Courts 995893            35 hrs.	9,748	11,628
Secretarial Assistant 641510            35 hrs.	9,461	11,074

Section 2. All prior ordinances or parts of prior ordinance which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Johnson.

Councilman Carrino said everyone is aware of the conferences they are going through in the City regarding layoffs and services that the City has to perform. He contended this ordinance is going to do exactly what they should not be doing at this time in the City. They are putting 17 people who are on the Federal payroll, \$100,000., in the City Budget and laying off City employees who are providing basic services. Councilman Carrino referred to Chief Justice Hughes' statement in Sunday's newspaper about all of the court systems going into the State system so there was no need for municipal courts, yet the City is expanding the municipal courts by 17 more bodies. Councilman Carrino contended it is ludicrous for the Council to vote for these positions tonight, taking Federal Programs and putting the people in the City Budget while laying off policemen and other City workers on the other end of the ledger. He recalled the Council was told that by creating these positions that would not guarantee that those people would work because they would have to put the money in the budget. Councilman Carrino submitted if they create these positions, these people will be hired because they have already found accrued money from the Federal Program to keep them on and the City is setting a very dangerous precedent by expanding the City Budget and eliminating people who are offering the City basic services.

Councilman James recalled it was explained to the Council that at this time there is no additional cost to the City. They are using accruals. If Councilman Carrino

January 17, 1979

is fearful of the fact that these positions will become permanent, since the Council has received the 1979 Municipal Budget, in accordance with law, Councilman Carrino certainly has the opportunity to vote these positions in or out. What they are doing now is maintaining a level of service with 1978 accrual money, so the question of whether or not they are going to be permanent has not been made by this Council. The Council has not sat down to scrutinize the 1979 Municipal Budget, so he believes Councilman Carrino's thoughts should be generated during budget conference.

Councilman Tucker concurred with Councilman James. He added the Council vote on this particular matter does not utilize any municipal funds. It utilizes accrued funds from the countercyclical budget until the new budget which comes in operation April 1, 1979. Therefore, there are no municipal funds in regard to this particular item at all. The Council can decide whether they intend to expend municipal funds. He thinks when the Council of the Whole discussed this matter previously, none of them operated under the assumption that the courts were sacrosanct and would not be cut or affected by any kind of cuts which other departments have gone through. Councilman Tucker felt if it is the Council's intention to cut the municipal courts, they can do that at municipal budget time, but since the municipal courts have accrued funds, he is hopeful the Council would move affirmatively on this ordinance to allow them to continue existing. Councilman Tucker reiterated they are not creating new positions, all they are doing is moving the clause that currently exists in the ordinance which created the court positions stating if countercyclical funds were no longer available, those positions would be abolished.

Councilman Carrino contended they all know what is being said is a fallacy. If countercyclical funds are available, there is no need to enact this proposed ordinance. If they have accrued money and those people are serving in positions under 1978 accrued money, there is no need to adopt this ordinance. This ordinance is taking titles from the Federal Program and putting them in the City Budget so that when the accruals run out they will be budgeted in the City Budget. Councilman Carrino declared his point is why do they have to debate these positions in April. If they do not put them in the Municipal Budget now, there is nothing to debate in the Spring. All they are doing is fooling themselves because these people are working without this ordinance and there is no need to have the ordinance at this time for those people to continue working.

Councilman James felt Councilman Carrino's philosophy would be penalizing the Presiding Judge who has shown restraint in the use of these funds. He has accrual money and is asking this body to create positions so that he could use monies which he has

saved in his department, at a time when the nation is questioning the whole concept of the municipal courts, at a time when the nation is talking about patronage and political interference in the courts, at a time when they know very well that these positions are needed. Councilman James said he sees no harm in putting them in now for use of accrual funds. The Council is in receipt of the Municipal Budget and if they feel, after thorough scrutiny of the Municipal Budget, that these positions are not needed, certainly the Council will observe Councilman Carrino's position and be in a position to vote them out, but he does not think they should restrain the municipal courts, at this time, when they have money in their budget. If the Presiding Judge has accrual funds, he should be able to use them until the Council adopts the 1979 Municipal Budget.

Councilman Carrino maintained that has nothing to do with the positions right now. If the municipal courts have money accrued from the Federal Program, they can keep these people on. That has nothing to do with this ordinance. When that money runs out, in February, March or April, technically that program should stop. By the Council adopting this ordinance, they are giving approval that when they run out of money, these people will be included in the City Budget. That is the only thing he is questioning.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO REQUIRE THE POLICE DEPARTMENT TO MAINTAIN A MINIMUM OF 1300 POLICE OFFICERS EMPLOYED AND AVAILABLE FOR DUTY)

January 17, 1979

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,  
NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey", (6S&Fy) adopted November 22, 1966 as amended and supplemented, be amended by adding the following language:

"There shall be at all times maintained by the Police Department, a minimum of 1300 Police Officers - Title Code 340190, employed and available for duty."

Section 2. All prior ordinances or parts of prior ordinances which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

The following speakers strongly opposed the adoption of this ordinance and supported Mayor Gibson's position that the measure establishes special privileges for policemen, would cost the City money it cannot afford and would force additional layoffs in other City departments. The speakers urged the Municipal Council to reject this proposed ordinance.

MR. HECTOR G. RIOS, 479 ROSEVILLE AVENUE, NEWARK, NEW JERSEY.

MR. THOMAS A. RILEY, 107 HANSBURY AVENUE, NEWARK, NEW JERSEY.

MR. GRANVILLE MARSHALL, 262 CLINTON PLACE, NEWARK, NEW JERSEY.

MS. HOPE JACKSON, 182 MAPES AVENUE, NEWARK, NEW JERSEY.

MS. MARGUERITE BUSH, 87 TILLINGHAST STREET, NEWARK, NEW JERSEY.

MS. ESTHER BROWN, 94 ELEVENTH AVENUE, NEWARK, NEW JERSEY, PRESIDENT, ELEVENTH AVENUE BLOCK ASSOCIATION.

MRS. ALBERTA BROOKS, 155 MILFORD AVENUE, NEWARK, NEW JERSEY.

MR. H. B. JACKSON, 77 MAIN PLACE, NEWARK, NEW JERSEY.

MR. NORMAN JOHNSON, 21 LONGWORTH STREET, NEWARK, NEW JERSEY.

MR. GREGORY K. ADAMS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

REVEREND MALACHI ROUNDTREE, 601 HIGH STREET, NEWARK, NEW JERSEY.

MS. IRENE P. YEARWOOD, 304 SOUTH 20TH STREET, NEWARK, NEW JERSEY.

MR. REMAY PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY.

MR. OTTO ROQUEMORE, 113 HUNTINGTON TERRACE, NEWARK, NEW JERSEY.

MR. BLANTON JONES, 20 NAIRN PLACE, NEWARK, NEW JERSEY.

MR. WILLIAM CHRISTIAN, 14 SCHERRER AVENUE, NEWARK, NEW JERSEY.



January 17, 1979

931

MR. JOHN HARVARD, 15 SCHERRER AVENUE, NEWARK, NEW JERSEY.

MR. THOMAS CLARK, 77 PINE GROVE TERRACE, NEWARK, NEW JERSEY, PRESIDENT, PINE GROVE BLOCK ASSOCIATION.

MRS. NANCY CLARK, 77 PINE GROVE TERRACE, NEWARK, NEW JERSEY.

REVEREND LEVIN B. WEST, 306 SOUTH 7TH STREET, NEWARK, NEW JERSEY.

MR. WILLIAM B. MORRIS, 37 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, NEWARK FRONTIERS INTERNATIONAL.

MRS. ETHEL KEY, RESIDENT OF THE SOUTH WARD.

MR. ISAAC GARY, 12 FOSTER STREET, NEWARK, NEW JERSEY.

MR. WALTER BATEMAN, 326 HIGH STREET, NEWARK, NEW JERSEY.

MR. B. T. MATHIS, 103 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MR. JOSEPH HALLOWAY, 858 SOUTH 15TH STREET, NEWARK, NEW JERSEY.

MS. LOUISE WILLIAMS, 212 ORANGE STREET, NEWARK, NEW JERSEY.

MS. LOUISE PETTY, 61 HILLSIDE AVENUE, NEWARK, NEW JERSEY.

MRS. ARLINE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

MR. HENRY LEVANDOSKI, 110 FLEMING AVENUE, NEWARK, NEW JERSEY.

The City Clerk read a telegram received at 3:53 P. M., January 17, 1979, from Frederica Beyah, President (Newark Day Care Council, 517 Springfield Avenue, Newark, New Jersey) stating the Carmel Towers Tenants Association support the Mayor's decision concerning the ordinance to establish a minimum staffing level for the Newark Police Department.

The following speakers addressed the Municipal Council in favor of the adoption of this proposed ordinance to establish a minimum number of policemen in the City of Newark. They contended the City could not provide essential police services with the layoffs and police cutback will have a serious effect on the residents of the City of Newark. The speakers urged the Municipal Council to reevaluate priorities and place the protection and safety of Newark citizens and businessmen on the top of their list.

MR. NICHOLAS GESUALDO, 95 BEAUMONT PLACE, NEWARK, NEW JERSEY, HEAD OF THE SUPERIOR OFFICERS ASSOCIATION.

MR. JOHN J. GOLBA, 406 WILSON AVENUE, NEWARK, NEW JERSEY.

MR. ROBERT E. ESLINGER, 685 FERRY STREET, NEWARK, NEW JERSEY.

MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MR. RICHARD DOWLING, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, VICE PRESIDENT, NORTH WARD PROPERTY OWNERS.

MS. MIRIAM ADDERLY, 9 ROMAIN PLACE, NEWARK, NEW JERSEY.

MS. MARY BLANCO, 412 ROSEVILLE AVENUE, NEWARK, NEW JERSEY.

January 17, 1979

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Carrino asserted there is a gross distortion of facts. This ordinance is not asking for 1,585 men, not asking for 400 additional men than are presently in the Police Department. A letter was sent to the voters of the City stating this ordinance would need \$7,500,000. to be accomplished. That is not a true fact; the figures are not true. This ordinance is only asking for a minimum of 1,300 police officers. At the present time, with 957 police officers working, plus 250 superior officers, the Police Department comprises some 1,200 men. No one is asking for 1,585 men. Councilman Carrino declared it would be irresponsible. It is irresponsible for the information that went out stating the Council was looking to make up \$7.5 million in order to get these men back in the Police Department. That is not true and it was never the intent of this ordinance.

Councilman Carrino clearly stated everyone knows the City lost \$11 million from the Federal Government, the Mayor is not a magician and the Council Members are not magicians. However, the Mayor has one set of priorities and he, as a Councilman, has another set of priorities. Certainly the population of the City of Newark has decreased. Someone mentioned this evening the City had 1,100 police officers in 1926. The City did not have murders in 1926. If someone stole ten cars in a year, that was a lot. People were not mugged waiting for buses and people were not robbed in 1926. Another gross distortion of facts is everyone is looking at the police layoff. No one has mentioned the fact that every policeman who has retired or passed on has not been replaced in the past four years. Aside from layoffs, the City has lost over 200 men in attrition. The City has lost 10% of its population in the past ten years and 30% of the Police Department. Everyone agrees that when the population decreases, they have to decrease City services by that proportion. However, the Police Department has decreased 20% more than the population has decreased, and that to him is ludicrous. Further, the City Budget has been expanded by taking Federally Funded Programs into the Municipal Budget during the last five or six years. Every time a Federal Program comes to an end, they have put it in the Municipal Budget, so that they have floated the budget on different ends where basic services are not always offered.

Councilman Carrino further stated the Mayor's priority is laying off the policemen. His priority is to try to keep the policemen on the payroll. There is no way the Council could put any money in the Police Department Budget and force the Administration to spend it. Councilman Carrino felt the only conceivable way to keep

some semblance of order in the Police Department was to force the Administration to live with the minimum. That minimum is not 1,585; it is 1,300 total in the Police Department. If anyone thinks there were not getting any service with 1,400 men, he wants to know how they think they will be better off with 957 men. If the Police Department at 1,400 men did nothing at all, they stopped crime by being in certain places at certain times. With 500 less men, there is no way anyone can tell him they are not going to have an increase in crime.

Councilman Carrino cited a North Ward resident whose house was broken into on December 22, 1978 when the police who were laid off had to take their vacation. Since the layoff, most of the Detective Division was transferred out into the streets. On December 26, 1978, four days later, the woman received a form letter from the Police Department stating they had no more leads in her case, so they were closing the case and cannot have any more information for her. Everyone knows there is no way they can have an investigation of a case in four days, yet this is what the Police Department has been relegated to because of the 200 layoffs. Anyone who reports any kind of incident to the Police Department will receive a form letter in a few days stating they have not found the person who committed the crime, so they are closing the case.

Councilman Carrino said they talk about residency. He too believes in residency. However, they cannot control the Police Department or the teachers because they are controlled by the State. Most of the last 100 men that came to the Police Department, because of an ordinance adopted by the Municipal Council, are Newark residents. Most of them are the young men they need in police cars, to run out and chase someone or go up to the second story of a building to service it. They are cutting out the very essence of the Police Department, the young men and the ones who live in Newark who would give the best service. The men with the most experience should be in the Detective Division to follow up.

Councilman Carrino continued he has no doubt the City is facing budget cuts and layoffs. There is no doubt in his mind that the only way the City is going to survive is that they, as legislators and elected officials, have to guarantee, if nothing else, the safety of Newark residents. He does not think they could live with a situation where they do not have enough police on the street. The basic element of a responsible elected official is to provide safety. Councilman Carrino stated the Mayor truly believes that he can justify the security of the City with 957 men, and he does not criticize the Mayor for that. However, he disagrees with him. He does not believe they can secure this City with 957 men. The City needs a minimum of 1,300 men in the Police Department.

January 17, 1979

Councilman Carrino noted the City is giving the Housing Authority \$3½ million next month for community development, and that goes for salaries. There is no community development taking place in any of the Wards. They can take some of the \$15 million to put more police on the payroll, but that is not a priority of the Administration. Again, he does not criticize them for that, but he does not agree with them.

Councilman Carrino stressed he stands by the minimum because that is the only way he feels, as an elected official, they can force the Administration into assuring some semblance of security for the City of Newark. People came down to this meeting to speak for or against it. Everyone has the right to do that, but he believes he has the right, as an elected official, to vote the way he feels no matter who comes here to talk about what. Councilman Carrino concluded the most ironic thing is that people tell him not to do what he feels is the right thing to do, to make sure that everyone is safe in the City. The Council is being criticized for passing an ordinance to guarantee the security of everyone in the City. They may disagree but that is what he thinks is needed to provide security for everyone in the City.

Councilman Martinez concurred with Councilman Carrino. He elaborated on some of the statements made by speakers. Most of the speakers spoke about taxes. Perhaps they are not aware when the Council fought the revaluation and five Council Members faced jail, and it was taken out of their hands. Now the State has ordered revaluation in the City of Newark, so taxes are going to be increased by State Law. Again, they are prepared to take that same move and fight it. Councilman Martinez referred to speakers' statements about crime in the streets and other problems. Last year in the entire Essex County 140 people were killed; 120 of those murders were committed in Newark. They talked about the 1,300 Member Police Department, which Councilman Carrino elaborated would not cost over \$7 million. They have requested an increase of \$1.6 million. In April, 1978 the Administration requested the Council transfer 178 Federal employees to the City Budget because the City was in good shape. The Council placed 178 employees on the City payroll at a cost of \$1.2 million. As Councilman Carrino indicated, the Administration has their priorities and perhaps the Council Members have theirs. Perhaps the Council feels that the 178 Federal employees, some of them receiving \$25,000. and \$30,000., should be terminated first instead of other employees who are rendering essential services. Councilman Martinez said they talk about policemen who do not live in Newark. Two policemen were shot yesterday. They do not live in Newark. Unfortunately it is the State law they do not have to live in Newark. Six policemen with whom he worked were killed during the last three years, three of whom did not live in Newark.

Councilman Martinez stated he submitted this ordinance in good conscience with the firm belief that the protection of life and property is in the best interest of all Newark residents. This ordinance was never submitted to give false encouragement to one group of employees nor to discourage others, and any statements implying otherwise are an affront to his integrity and good intentions.

Councilman Martinez cited since 1974, the Newark Police Department has suffered a 29% reduction in personnel, and the City's population has decreased 10%, while crime has continued to escalate. A \$125 million decrease in ratables in the last decade can be directly attributable to this crime increase. Ask businessmen and their employees why they have left or are contemplating leaving Newark. Ask homeowners the same question. They are afraid and are concerned about the safety of their families, their lives and their property. Councilman Martinez felt if they are going to turn Newark around, attract ratables and bring industry and people back into Newark, they must be able to give them something for their tax dollars. They must be able to assure the people adequate protection.

Councilman Martinez felt the proposed ordinance before the Council should not be thought of as a panacea to crime, but at least it is a step in the right direction. His number one fear is that if the City fails to maintain a certain level of police services in the City, certain factions will arm themselves and patrol their respective communities in vigilante groups, causing serious divisions within Newark.

Councilman Martinez recalled in the past, Administration has turned down obvious solutions to sanitation and recreation problems, only to acknowledge later that private collection service and community operated recreation programs would have been the least costly and most efficient course to take. Councilman Martinez hoped that they will not regret the repercussions if this ordinance is defeated tonight, because he strongly believes the police cutback will have a serious effect on the residents of the City of Newark.

Councilman James said this entire issue has been rather lengthy and there is a normal procedure that has been followed. As one who supported the introduction of this proposed ordinance, he recalled Councilman Martinez brought the document to the Council meeting. It was not read by this body and he asked for Council courtesy to advance it and he hoped to be able to meet with the Mayor, and negotiate to bring more information to the Municipal Council. Councilman James said he respects the right of a colleague to ask that, even a controversial piece of legislation be brought before the Council and be allowed public scrutiny. He questioned, at the last meeting, the ruling by Corporation

January 17, 1979

Counsel Perillo that the document was illegal and he did not like his response to the Council as the Law Officer of the City. Since that time, they have not heard from Corporation Counsel Perillo, so he assumes that the document form is legal.

Councilman James stated he was very happy to see so many citizens come out tonight under adverse conditions to be heard on this public hearing. Truthfully speaking, he could understand some of the concerns of some citizens because he knows Councilman Tucker and he would have liked to see them here during their minority contractors' fight, which they lost; during their residency fight, which they lost; and also on the question of revaluation. He wished the letters would have gone out City-wide when they talked about giving minority people of the City of Newark 25% of all construction work in Newark.

Councilman James contended the action of this Council is not anti or pro-police. He would like to believe that this body sits and weighs matters what is in the best interest of the City of Newark. They are not debating the level of services. They are debating the number of men in uniform. It happens to be a money question, and he thinks the real question being asked of this body is whether or not they have the money. Laying off another 550 employees to bring back 200 police is no solution at this time. Unfortunately it happens to be a bad ordinance with a good intent. Councilman James suggested, through Councilmen Carrino and Martinez, if they cripple Departments of Public Works, Sanitation, Recreation, Engineering and all other departments to hire more police they would surely be rendering a city not worthy of being protected. They would have police officers standing on guard what would resemble a carcass for a city.

Councilman James pointed out the Civil Service Commission does not lay off personnel according to residency. That is a State law. This body, at no time, prepared a layoff listing of names and personnel for non-Civil Service personnel. At no time is that an action of this body. Councilman James reiterated to Councilmen Carrino and Martinez, who are both police officers on leave of absence, that they have a vested interest in the Police Department and it is unfortunate in this matter that they are willing to sacrifice one group of workers for another without concern for the City's ability to deliver services. Councilman James asserted the fault is in Washington not Newark, in Trenton not City Hall. It is President Carter's anti-urban center priorities, not the Mayor of Newark and not this Council. They need to bus to Washington and not bust the taxpayers of Newark.

Councilman James said he listened to those who came before the Council and kept a score card. It is unfortunate that earlier men in uniform with cat calls, abrasive

January 17, 1979

behavior, uncouth and obscenity, they did not count them and they left, but there has <sup>937</sup> been one superior officer who came forth and spoke in favor of the ordinance, two citizens and a teacher who gave very eloquent remarks of his position. The overwhelming majority of citizens of this City, at a public meeting, have voiced their concern against this measure, talking about increased taxation, which the City can ill afford with an already confiscatory property tax rate, and other concerns as well.

Councilman James asserted if they fail to recognize the efforts of the Executive Officer of this City, then their action could be suspect as well. Mayor Gibson has been to Trenton, to Washington speaking to the President personally, even convened a meeting of the New Jersey State Legislators asking about lifting of the CAP Law, the restoration of anti-recession countercyclical funds. Mayor Gibson talked about removing from those tax lines, utilities, pensions and other fixed costs. Also, during pre-meeting conference of the Municipal Council, at the request of Councilmen Carrino and Martinez, Mayor Gibson appeared and gave some of his concerns about the ordinance. He talked about the fact that Washington has turned a deaf ear on increased funding, not only of Newark, but all urban cities in America. He said if the Council passed this ordinance tonight, and he thinks Councilmen Carrino and Martinez failed to indicate, this is not even the ordinance they had anticipated, they are not talking about bringing back the 200 policemen, they are talking about increasing the Police Department almost 350 because when they drafted the ordinance they failed to realize that if they say establish 1,300 men in uniform, there is a formula for superior officers which would take that to about 1,585. They were thinking that 1,300 would be the total, but when the Council's obligation would be the creation of a table of organization designating patrolmen and then there would be a formula to affix superior officers, it would total some 285, talking about a work force of 1,585, 350 larger than they are talking about saving and money which they do not have.

Councilman James said Mayor Gibson personally felt this is a violation of the principle for the Council to establish minimum levels. The Council, as a policy making body, should not involve themselves in administrative areas. The Mayor talked about the loss of money and then raised the question that they are not talking about minimum levels in other City departments, employees who are also being laid off and have friends, families and loved ones to support. Councilman James related Mayor Gibson presented data to the Council stating many cities throughout this nation are larger than Newark, have a higher crime rate than Newark, have more geographical areas than Newark, and they have fewer policemen. The Mayor said perhaps they should investigate that.

Councilman James opined the concerns raised by his colleagues, Councilmen

January 17, 1979

Carrino and Martinez, were answered by the Mayor; the citizens have spoken tonight and they too are not in favor of this ordinance. Therefore, in view of the actions of the Mayor, he is going to introduce a motion under "Motions" commending Mayor Gibson for his relentless, sensitive and untiring lobbying efforts in Trenton and Washington to secure the restoration of Anti-Recession Federal Aid and/or Countercyclical Funds to insure the retention of municipal personnel and the delivery of essential City services.

Councilman Grant said he thinks his vote relative to this particular ordinance is history. Background information which he considers to be the bottom line, is dollars and cents. In July, 1976, the Congress of the United States approved \$316 billion in Countercyclical Anti-Recession Funds for America. The State of New Jersey received \$171 million of those dollars. Newark received \$15.6 million. On October 1, 1978 the City, waiting for \$10.8 million, was told by Washington that the dollars would not be forthcoming. Congress worked on the last day of September to see whether or not they could get enough votes to bring it to the floor to make it a reality. Councilman Grant related he has been to Washington, spoke to Congressman Rodino and other Congressmen and also representatives of Senator Williams' office, who indicated that the New Jersey Delegation, eleven of the fifteen, have vowed to bring a fight to the floor once the Congress reconvenes. They need to develop a southern connection. The southern votes are blocking the passage of these dollars. If there are no dollars, then that becomes a fact, a reality of which all of them must be aware.

Councilwoman Villani complimented the people who stepped forward to speak on this ordinance tonight. She indicated she voted to approve this ordinance on first reading so that the issue could be placed before the citizens of Newark and to allow them an opportunity to be heard. The Council is now faced with a very difficult decision. On one hand is the Council's concern for the safety of the residents of Newark. The recent shooting of two policemen points out the seriousness of that concern. On the other hand, they have a City struggling to get back on its feet, which is also being hit with a decline in anti-recession funds, and which is operating under "CAPS" limitations. Unfortunately there is no easy solution. There is no "right" thing to do which will alleviate these problems.

Councilwoman Villani related Mayor Gibson has, this week, introduced a budget which calls for a 60 point increase in Newark's property taxes. In addition, they are told that the 7% increase to policemen's salaries will mean an even greater tax rise. Councilwoman Villani queried how far they can go and how much Newark taxpayers can absorb.



Councilwoman Villani declared she is against layoffs of policemen, but they cannot attack these problems piecemeal. They cannot plug one hole and allow two other leaks to spring elsewhere. Councilwoman Villani concluded, therefore, after weighing all the factors involved, she can only return to her original posture; that establishing mandatory service levels would simply raise the public's expectation level to a point which is unjustifiable and establish a dangerous costly precedent for other departments to follow. In good conscience, she must vote in the negative on this ordinance.

Councilman Carrino reiterated this ordinance, maintaining 1,300 police officers, does not require a layoff of 500 other employees. He has been through a budget for five years and everyone knows that during the course of budget hearings they have found several million dollars each year; one year to lower the tax rate, another year to put more employees on the payroll. There is not one responsible person here who can tell him they are not going to find \$1.6 million to maintain that 1,300 police force. The Council is already enacting an ordinance tonight which is going to require \$178,000. to put some people in the courts in April. They all know that 500 other employees do not have to be laid off, \$7.5 million is not needed for the enactment of this ordinance, and no one's intent with this ordinance is to create a Police Department of 1,585 men. Councilman Carrino noted the ordinance is to create a Police Department minimum of 1,300 men total from the patrolmen to the Chief of Police. The figures mailed out are grossly in error, only because of the misinterpretation of the ordinance. Councilman Carrino asserted he certainly would not vote on an ordinance which is going to tax the City \$7.5 million or lay off 500 employees.

Councilman Tucker felt this matter was discussed at great length. Last year during budget hearings, the Council sat down and were in receipt of countercyclical funds. At that time, he requested why 95% of the countercyclical funds were being applied to the Newark Police Department and was informed by Business Administrator Buck and Budget Officer Banker that they were not worried about the countercyclical funds because they felt those funds were solid. They are all aware of the fact that there has been a cut in the countercyclical funds. He also thinks they should be aware that the municipal government has total budget flexibility of the use of countercyclical funds, so they know clearly at this point and time that they will not have \$11 million of countercyclical funds. They also should be aware they are making a priority judgment as to how the lack of those countercyclical funds would be utilized. If they are saying \$11 million was cut from the City of Newark, then they should sit down with the Mayor to look at where they can apply cuts amounting to \$11 million.

January 17, 1979

Councilman Tucker contended the countercyclical funds are partly responsible for the situation they are confronted with right now, but it is not the total effect of it. The Council discussed this at the last Council meeting and when they decided to bring it up at a public hearing, they did not have a copy of the Mayor's proposed budget for 1979. Councilman Tucker noted the tax rate for last year was \$8.99 per \$100. assessed evaluation. The Mayor proposed, in this year's budget, \$9.59 per \$100. assessed evaluation. The Council has until April the awesome responsibility of going over this budget line by line. Councilman Tucker queried, "If Newark has been in receipt of a cut in countercyclical funds, why has there been an increase in the Department of Finance, Department of Fire, Unclassified Operations which basically cover all other municipal employees, increase in Capital Improvements, Pensions, Deferred Charges, Judgements, Municipal Debt Service, School Budget, etc.?"

Councilman Tucker asserted this ordinance is forcing the City to make a valued judgment regarding municipal services. It may or may not be in the best interest of the City of Newark to move affirmatively in establishing municipal levels, but he thinks what they are doing tonight is establishing priorities. Councilman Tucker said they talk about policemen living in Newark. They are not required to live in Newark, but out of the 200 recently laid off, 85 of them live in the City of Newark; also approximately 50% of the policemen laid off, as of December 31, 1978, represent 50% of the minorities in the Newark Police Department.

Councilman Tucker reiterated the Council should discuss this matter further with the Mayor. If the ordinance is not to the liking of the public, not in the best interest of the City of Newark, it should not be adopted. Councilman Tucker opined this is not going to resolve the problem, and the number of policemen in the Police Department, after the layoff, is not adequate to meet the needs of the citizens of Newark. This ordinance is not the remedy. Further, he does not want them to operate under the assumption that it is purely countercyclical funds that have caused the layoffs.

President Harris commended the citizens of Newark for coming to the meeting tonight to voice their concerns. He said sometimes the Council, as indicated by Councilman James, has to vote on a matter on first reading without sufficient time to go in depth into the matter and discuss it with the staff and auditors, and until such time as they present it so that the public can be heard. The public has been heard tonight. President Harris regretted he sensed an attitude that this was a racial issue. He assured every citizen, regardless of color or religion, if they are in need of support, they can certainly look for help from the law enforcement authorities. The Council has given this

matter a great amount of thought.

The motion to close the hearing and adopt the ordinance on second reading and final passage failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez.

No: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris.

A motion to close the hearing and table this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

HEARINGS OF CITIZENS.

6-HC-a.      MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to reorganization of the municipal government. He asked the Council Members to read very carefully the City Charter adopted in 1954 and to accept their responsibility required by the Charter.

6-HC-b.      MS. DELORES ALLEN, 322 HUNTERDON STREET, 5-C, NEWARK, NEW JERSEY, representing Cleveland School PTA, complained that the heating system and roof at Cleveland Elementary School were in dire need of repair.

Councilman Johnson said he is aware of the situation. There are other schools having the same problem. The schools are under the jurisdiction of the Board of Education and the problems should be brought to the attention of the Board of Education.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.      RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO PHILLIPS MFG. CO., INC., 190 EMMETT STREET, NEWARK, NEW JERSEY, 07114, THE SUM OF \$2,558.35, DUE TO PAYMENTS MADE ON WATER ACCOUNT NO. 07-357-2500-00 FOR 214 ASTOR STREET, NEWARK, NEW JERSEY, WHICH BUILDING HAD BEEN DEMOLISHED AND WATER METER REMOVED. ADDITION TO EXISTING BUILDING SUBSEQUENTLY CONSTRUCTED, BUT WATER SERVICE WAS TIED INTO EXISTING WATER METER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

January 17, 1979

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-b.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH  
CARMINE W. DENTE T/A DENTE BROS TOWING, 27 RAYMOND BOULEVARD, NEWARK, NEW JERSEY,  
HIGHEST RESPONSIBLE BID, FOR TOWING AND STORAGE OF VEHICLES IN THE WEST DISTRICT, BID OF  
\$13,555. WAS RECEIVED, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BECOME  
EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT  
UNTIL EXPIRATION OF SAID CONTRACT, JANUARY 1, 1979 TO DECEMBER 31, 1979; SAID MONIES  
SHALL BE DEPOSITED IN GENERAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-c.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TEN (10) HORSES AND OTHER  
RELATED STABLE EQUIPMENT AND SUPPLIES TO HIGHEST RESPONSIBLE BIDDERS, PURSUANT TO LOCAL  
PUBLIC CONTRACTS LAW 40A:11-36; SAID MONIES RECEIVED FROM SALE SHALL BE DEPOSITED IN  
GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$45,000., SAFE  
AND CLEAN NEIGHBORHOOD PROGRAM. (DISCRETIONARY FUND)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-e.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$45,000., SAFE AND CLEAN  
NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN  
1979 BUDGET.

943

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson,  
seconded by Councilwoman Villani and declared adopted by President Harris by the following  
votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-f.

RESOLUTION ASSIGNING BENEFITS AND BURDENS OF FINANCIAL (TAX ABATEMENT) AGREEMENT  
WITH E. J. URBAN RENEWAL CORPORATION, APPROVED BY RESOLUTION 7-R-p, JUNE 19, 1968,  
AMENDED BY RESOLUTION 7-R-bi, APRIL 1, 1970 TO MOTHER'S URBAN RENEWAL CORPORATION AND  
THE MAYOR ON BEHALF OF CITY OF NEWARK IS HEREBY AUTHORIZED TO EXECUTE AGREEMENT REGARDING  
ASSIGNMENT AND ASSUMPTION OF TAX ABATEMENT AGREEMENT, THE PRUDENTIAL INSURANCE COMPANY,  
(OF AMERICA) MORTGAGES, HAS GIVEN FORMAL WRITTEN CONSENT, CONSTRUCTION OF PROJECT ON  
PREMISES KNOWN AS 62-90 AVENUE K (BLOCK 5038, LOT 106) ON OFFICIAL TAX MAP OF YEAR 1978,  
ALSO KNOWN AS 2-30 AVENUE L.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-g.

RESOLUTION ACCEPTING FINAL BID TO LEASE APPROXIMATELY 225 SQUARE FEET OF FLOOR  
SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES AT 671 BROAD STREET, BLOCK 51, LOT 59,  
NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS  
AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING ACTING TAX COLLECTOR OF  
THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris,  
seconded by Councilman Bottone and declared adopted by President Harris by the following  
votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

January 17, 1979

7-R-h.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM JOHN RANDY REALTY CO., INC., OWNER OF PREMISES 322 CLINTON AVENUE, BLOCK 2669, LOT 7, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER A CHECK IN AMOUNT OF \$50. TO JOHN SMITH, 54 ST. JAMES PLACE, NEWARK AND IRWIN MILLINGER, ESQ., 63 MILLTOWN ROAD, P. O. BOX 384, EAST BRUNSWICK, NEW JERSEY, UPON RECEIPT OF DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR PROPERTY DAMAGE TO HIS AUTOMOBILE; MR. SMITH WAS DRIVING HIS VEHICLE ON EAST KINNEY STREET WHEN THE STREET CAVED IN CAUSING WRECKAGE TO HIS AUTOMOBILE, ON NOVEMBER 8, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$206. TO MILTON BEZAK, JR., 42 BARBARA STREET, NEWARK, IN SETTLEMENT OF CLAIM FOR DAMAGE TO HIS AUTOMOBILE WHEN CITY-OWNED VEHICLE DRIVEN BY MELVIN DONALDSON WAS INVOLVED IN ACCIDENT AT ELIZABETH AVENUE NEAR WEST ALPINE STREET, NEWARK, WITH VEHICLE OWNED BY MR. BEZAK, ON SEPTEMBER 28, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

7-R-k.

RESOLUTION ACCEPTING SETTLEMENT OF PAYMENT OF \$4,000. PER MONTH IN RENT BY MERIT ENTERPRISES, INC. FOR PROPERTY 29-75 RIVERSIDE AVENUE, NEWARK, FOR PERIOD APRIL 1, 1978 TO JUNE 30, 1979; AND AUTHORIZING CORPORATION COUNSEL TO EXECUTE ANY AND ALL DOCUMENTS DEEMED NECESSARY TO EFFECT THIS SETTLEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

January 17, 1979

945

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, James, Martinez, Tucker.

(Councilman James returned at 12:30 A. M.)

7-R-1.

RESOLUTION AUTHORIZING TAX ASSESSOR TO ENTER INTO A CONTRACT WITH WILLIAM MERDINGER, 310 MAIN STREET, ORANGE, NEW JERSEY, TO PERFORM REAL PROPERTY CONSULTANT AND APPRAISAL SERVICES DURING PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979, FOR AMOUNT NOT TO EXCEED \$24,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)) (COST SHALL BE PAID FROM OFFICE OF ASSESSMENT 1979 OPERATING BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-m.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH FIELD ORIENTATION CENTER FOR THE UNDERPRIVILEGED SPANISH SPEAKING CITIZENS OF NEWARK (F.O.C.U.S.), 443 BROAD STREET, NEWARK, ONLY BID RECEIVED, TO PROVIDE BILINGUAL SECRETARY TRAINING FOR 30 PARTICIPANTS STARTING JANUARY 4, 1979 AND TERMINATING SEPTEMBER 30, 1979, IN AMOUNT NOT TO EXCEED \$35,967. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-n.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO RATIFY CONTRACT WITH START-UP ELECTRONIC INC. 38 LIBERTY STREET, NEWARK, ONLY BID RECEIVED, FOR PERIOD JANUARY 1, 1979 TO JANUARY 17, 1979 AND TO ENTER INTO CONTRACT FROM JANUARY 18, 1979 TO SEPTEMBER 30, 1979 FOR ELECTRONIC ASSEMBLY (WIREMAN) PROGRAM, IN AMOUNT NOT TO EXCEED \$86,375. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

/ 7-R-o.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT AN APPLICATION, ENTER INTO AN AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$15,673,000. FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (FIFTH YEAR) UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING SAID GRANT APPLICATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Buck, Mayor's Policy and Development Office Acting Director Allen and Housing Development Rehabilitation Corporation Executive Director Massaro to meet with the Municipal Council at their special conference January 23, 1979 to discuss this matter, was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

/ 7-R-p.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE AMENDING AND RE-ADOPTING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED," BEING FINALLY ADOPTED JANUARY 17, 1979 (6-Ph, S & F-b) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.



January 17, 1979

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION  
TO THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS IN AMOUNT OF  
\$120,000., TO DEFRAY COSTS OF IMPLEMENTING A WORKABLE RELOCATION ASSISTANCE PROGRAM  
FOR PERIOD JULY 1, 1978 TO JUNE 30, 1979. (MATCHING FUNDS IN AMOUNT OF \$120,000.  
REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JANET N. HOLT,  
ACCOUNT CLERK, DEPARTMENT OF FINANCE, EMPLOYEES' RETIREMENT SYSTEM, FOR PERIOD BEGINNING  
OCTOBER 18, 1978 AND ENDING APRIL 17, 1979. (SOCIAL CASEWORKER, DIVISION OF WELFARE -  
FIRST LEAVE BEGAN OCTOBER 18, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-s.

RESOLUTION DESIGNATING A BUS STOP ALONG MARKET STREET, WESTBOUND, ON THE  
NORTHERLY SIDE THEREOF AT RAYMOND PLAZA EAST (ENTIRE BLOCK) BETWEEN THE EASTERLY CURBLINE  
OF RAYMOND PLAZA EAST AND THE WESTERLY CURBLINE OF COMMERCE STREET, PURSUANT TO SECTION  
39:4-197 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-t.

RESOLUTION AMENDING RESOLUTION 7-R-bx, JUNE 7, 1978 WHICH AMENDED RESOLUTION  
7-R-q, FEBRUARY 2, 1977 WHICH AMENDED RESOLUTION 7-R-x, OCTOBER 15, 1975 WHICH AMENDED  
RESOLUTION 7-R-bv, NOVEMBER 20, 1973 WHICH AMENDED RESOLUTION 7-R-cd, AUGUST 8, 1973,  
UNDER SECTION 1 THE MAXIMUM COST OF DESIGN CONSULTANT SERVICES TO READ "\$20,700. FOR  
ANDRES, MICELI, WEED; \$151,050. FOR COFFEY, LEVINE, BLUMBERG; \$91,500. FOR RICHARD  
DATTNER AND ASSOCIATES; \$130,220. FOR JOHN CIARDULLO ASSOCIATES; \$70,000. FOR SYNTERRA  
LTD.;" FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT

January 17, 1979

OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE ATTACHED AMENDED CONTRACT WITH ARCHITECTURAL AND DESIGN FIRM OF COFFEY, LEVINE, BLUMBERG, 386 PARK AVENUE SOUTH, NEW YORK, NEW YORK WHICH INCREASES AMOUNT OF COMPENSATION. (AMENDMENT TO EXISTING CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS "PROFESSIONAL SERVICES" PURSUANT TO N.J.S.A. 40A:11-5 (1) (a) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-u.

RESOLUTION APPOINTING HOWARD LONGUS AND HARRY ROMAN CONSTABLES FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-v.

RESOLUTION ESTABLISHING PETTY CASH FUNDS FOR VARIOUS CITY DEPARTMENTS, FOR THE YEAR 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A" TOTALING \$321,436., BEING THE HIGHEST BIDS. (CITY OF NEWARK/REAL ESTATE FEVER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INCORPORATED, P. O. BOX 6152, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT #78-65, ROOF REHABILITATION AT ENGINE COMPANY #4, 241 HIGH STREET, NEWARK, FOR TOTAL SUM OF \$11,250., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY CAPITAL BUDGET PROJECT #11-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INCORPORATED, P. O. BOX 6152, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT #78-66, ROOF REHABILITATION AT ENGINE COMPANY #7, WEST MARKET AND HUDSON STREETS, NEWARK, FOR TOTAL SUM OF \$11,750., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY CAPITAL BUDGET PROJECT #11-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-z.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH WATERTROL, INCORPORATED, P. O. BOX 163, CRANFORD, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-67, ROOF REHABILITATION AT ENGINE COMPANY NO. 18, 395-399 AVON AVENUE, NEWARK, FOR TOTAL SUM OF \$11,550., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY CAPITAL BUDGET PROJECT NO. 11-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111)

(Copy of resolution and correspondence submitted to each Member of the Council)

January 17, 1979

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INCORPORATED, P. O. BOX 6152, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-68, ROOF REHABILITATION AT ENGINE COMPANY NO. 29, 1028 BERGEN STREET, NEWARK, FOR TOTAL SUM OF \$10,975., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED \$2,500. (FUNDS PROVIDED FOR BY CAPITAL BUDGET PROJECT NO. 11-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bb.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AN AMENDMENT TO PROJECT AGREEMENT FOR ST. PETER'S PARK EXPANSION (RESOLUTION 7-R-b1, MARCH 3, 1976) AND TO ACCEPT FUNDS IN AMOUNT OF \$217,000. FROM COMMISSIONER OF STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES LOCAL ASSISTANCE PROGRAM AUTHORIZED BY NEW JERSEY GREEN ACRES AND RECREATION OPPORTUNITIES ACT OF 1974. (TOTAL GRANT AMOUNT-\$712,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bc.

RESOLUTION ACCEPTING BID OF URBAN COMMUNICATIONS ASSOCIATION FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 474-476 SPRINGFIELD AVENUE, BLOCK 306, LOT 52 AND 10-12 BLUM STREET, BLOCK 306, LOT 1, NEWARK, NEW JERSEY, IN AMOUNT OF \$7,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bd.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NEW HOPE DEVELOPMENT CORPORATION, INC., 111-119 SUSSEX AVENUE, NEWARK, ONLY BID RECEIVED, FOR PERIOD NOVEMBER 8, 1978 THROUGH JANUARY 16, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR BUILDING MAINTENANCE PROGRAM, FOR PERIOD JANUARY 17, 1979 THROUGH SEPTEMBER 28, 1979, FOR SUM NOT TO EXCEED \$70,000. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED TITLE I 34-9-106-10)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-be.

RESOLUTION RATIFYING CONTRACT WITH NEWARK RECYCLING, INC., 215 CENTRAL AVENUE, NEWARK, FOR PROVISION OF RECYCLING SERVICES AND REHABILITATION AND COUNSELLING FOR EX-OFFENDERS, FOR PERIOD OCTOBER 1, 1978 TO JANUARY 17, 1979 AND AUTHORIZING MAYOR AND DIRECTOR OF CRIMINAL JUSTICE PLANNING TO EXECUTE CONTRACT WITH NEWARK RECYCLING, INC., FOR PERIOD JANUARY 18, 1979 TO SEPTEMBER 30, 1979. (FEDERAL GRANT-\$56,870., SLEPA MATCH-\$3,159., LOCAL MATCH-\$3,159., TOTAL-\$63,188.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bf.

RESOLUTION APPOINTING SUSAN BARONE MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM COMMENCING FEBRUARY 1, 1979 AND ENDING FEBRUARY 1, 1983.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

January 17, 1979

7-R-bg.                    RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXTEND AND RENEW FOR AN ADDITIONAL ONE YEAR TERM FROM DECEMBER 17, 1978 TO DECEMBER 16, 1979 AN AGREEMENT WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ENTITLED "URBAN HOMESTEADING AGREEMENT" AUTHORIZED BY RESOLUTION 7-R-ca, JANUARY 19, 1977, SAID AGREEMENT ENTERED INTO PURSUANT TO SECTION B10 OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bh.                    RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH LUCAS, TUCKER AND COMPANY, 5 COMMERCE STREET, NEWARK TO AUDIT CITY OF NEWARK PROGRAMS, PROJECT WE-\$599., STREET LIGHTS-\$599., STREET FURNITURE-\$599., BESSIE SMITH HEALTH CENTER-\$599., TOTAL-\$2,396.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bi.                    RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH SAMUEL KLEIN AND COMPANY, 1180 RAYMOND BOULEVARD, NEWARK TO AUDIT CITY OF NEWARK PROGRAM DESIGNATED ELIZABETH AVENUE CENTER, FOR AMOUNT NOT TO EXCEED \$500.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bj.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH SAMUEL KLEIN AND COMPANY, 1180 RAYMOND BOULEVARD, NEWARK TO AUDIT CITY OF NEWARK PROGRAM DESIGNATED TREE TREATMENT, FOR AMOUNT NOT TO EXCEED \$1,000.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5

(1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bk.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH LUCAS, TUCKER AND COMPANY, GATEWAY I, NEWARK TO AUDIT CITY OF NEWARK PROGRAM DESIGNATED N.J.R.-121 (INDUSTRIAL RIVER) FOR AMOUNT NOT TO EXCEED \$749.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.

40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bl.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH LUCAS, TUCKER AND COMPANY, 5 COMMERCE STREET, NEWARK TO AUDIT CITY OF NEWARK PROGRAM DESIGNATED MULTI-PHASIC DRUG TREATMENT, FOR AMOUNT NOT TO EXCEED \$2,249.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.

40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

January 17, 1979

7-R-bm.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH ROSS, STEWART AND BENJAMIN, 744 BROAD STREET, NEWARK TO AUDIT 13 VARIOUS CITY OF NEWARK PROGRAMS, FOR AMOUNT NOT TO EXCEED \$29,750.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bn.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH LUCAS, TUCKER AND COMPANY, 5 COMMERCE STREET, NEWARK TO AUDIT CITY OF NEWARK PROGRAM DESIGNATED NEW WELL, FOR AMOUNT NOT TO EXCEED \$599.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bo.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH WALTER K. FRYE, 24 COMMERCE STREET, NEWARK, TO AUDIT 23 VARIOUS CITY OF NEWARK PROGRAMS, FOR AMOUNT NOT TO EXCEED \$25,175.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.



7-R-bp.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH SAMUEL KLEIN AND COMPANY, 1180 RAYMOND BOULEVARD, NEWARK TO AUDIT 18 VARIOUS CITY OF NEWARK PROGRAMS, FOR AMOUNT NOT TO EXCEED \$23,225.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bq.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH LUCAS, TUCKER AND COMPANY, 5 COMMERCE STREET, NEWARK TO AUDIT CITY OF NEWARK PROGRAMS DESIGNATED BLOOMFIELD AVENUE CENTER-\$675., YOUTH SERVICE AGENCY-\$675., TOTAL-\$1,350.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-br.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH SAMUEL KLEIN AND COMPANY, 1180 RAYMOND BOULEVARD, NEWARK TO AUDIT CITY OF NEWARK PROGRAMS DESIGNATED DISPOSITION OF REAL PROPERTY-\$500., OFFICE OF ELDERLY AFFAIRS-\$1,000., TOTAL-\$1,500.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bs.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH SAMUEL KLEIN AND COMPANY, 1180 RAYMOND BOULEVARD, NEWARK TO AUDIT CITY OF NEWARK PROGRAM DESIGNATED TALENT SEARCH, FOR AMOUNT NOT TO EXCEED \$500.; COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bt.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH LUCAS, TUCKER AND COMPANY, 5 COMMERCE STREET, NEWARK TO AUDIT 24 VARIOUS CITY OF NEWARK PROGRAMS, FOR AMOUNT NOT TO EXCEED \$14,631., COST SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

The City Clerk pointed out that Resolutions 7-R-bh through 7-R-bt were adopted by the Municipal Council subject to the verification that the audit firms concerned were agreeable to perform the services indicated at the contract price which was originally dated December, 1977; further, that the statements of ownership be updated through the present date.

(Councilmen Carrino and Martinez returned at 12:45 A. M.)

7-R-bu.

RESOLUTION RESCINDING RESOLUTION 7-R-cu, DECEMBER 28, 1978, "RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM IN AMOUNT OF \$14,297."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bv.

RESOLUTION RESCINDING RESOLUTION 7-R-bj, DECEMBER 28, 1978, "RESOLUTION CANCEL-  
LING UNEXPENDED BALANCE IN APPROPRIATION FOR NORTH WARD COMMUNITY YOUTH ENRICHMENT  
PROJECT IN AMOUNT OF \$87,352."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bw.

RESOLUTION RESCINDING RESOLUTION 7-R-bt, DECEMBER 28, 1978, "RESOLUTION CANCEL-  
LING UNEXPENDED BALANCE IN APPROPRIATION FOR PROJECT GAINS PROGRAM IN AMOUNT OF  
\$65,440."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bx.

RESOLUTION RESCINDING RESOLUTION 7-R-cd, DECEMBER 28, 1978, "RESOLUTION CANCEL-  
LING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT  
TRAINING ACT, TITLE I IN AMOUNT OF \$130,455."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-by.

RESOLUTION RESCINDING RESOLUTION 7-R-bm, DECEMBER 28, 1978, "RESOLUTION CANCEL-  
LING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT AND TRAINING  
ACT, TITLE I IN AMOUNT OF \$6,557,173."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Grant and declared adopted by President Harris by the following votes:

938

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bz.

RESOLUTION RESCINDING RESOLUTION 7-R-bn, DECEMBER 28, 1978, "RESOLUTION CAN-  
CELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT AND TRAINING  
ACT, TITLE II, FY'79, IN AMOUNT OF \$9,088,100."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by  
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ca.

RESOLUTION RESCINDING RESOLUTION 7-R-bw, DECEMBER 28, 1978, "RESOLUTION CAN-  
CELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT  
TRAINING ACT, TITLE III, SKILLS TRAINING IMPROVEMENT PROJECT IN AMOUNT OF \$1,175,000."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cb.

RESOLUTION RESCINDING RESOLUTION 7-R-bx, DECEMBER 28, 1978, "RESOLUTION CAN-  
CELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT, TITLE III, YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECTS IN  
AMOUNT OF \$199,990."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

January 17, 1979

7-R-cc.

953  
RESOLUTION RESCINDING RESOLUTION 7-R-bv, DECEMBER 28, 1978, "RESOLUTION CAN-CELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM, FY-78 IN AMOUNT OF \$500,000."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cd.

RESOLUTION RESCINDING RESOLUTION 7-R-t, DECEMBER 28, 1978, "RESOLUTION CAN-CELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTHS, FY 78 IN AMOUNT OF \$83,795."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ce.

RESOLUTION RESCINDING RESOLUTION 7-R-bb, DECEMBER 28, 1978, "RESOLUTION CAN-CELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH, FY 78 IN AMOUNT OF \$316,205."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cf.

RESOLUTION RESCINDING RESOLUTION 7-R-bo, DECEMBER 28, 1978, "RESOLUTION CAN-CELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM, FY-79 IN AMOUNT OF \$1,185,971."

(Copy of resolution and correspondence submitted to each Member of the Council)

930

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cg.

RESOLUTION RESCINDING RESOLUTION 7-R-bp, DECEMBER 28, 1978, RESOLUTION CANCELING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT TRAINING ACT, FY 79, TITLE VI IN AMOUNT OF \$14,100,000."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ch.

RESOLUTION RESCINDING RESOLUTION 7-R-a, JANUARY 9, 1979, RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$130,455., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ci.

RESOLUTION RESCINDING RESOLUTION 7-R-b, JANUARY 9, 1979, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$130,455., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'78 PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cj.      RESOLUTION RESCINDING RESOLUTION 7-R-c, JANUARY 9, 1979, "RESOLUTION REQUESTING  
DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET,  
'MISCELLANEOUS REVENUE,' SUM OF \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT  
FY'79 PROGRAM, TITLE I."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ck.      RESOLUTION RESCINDING RESOLUTION 7-R-d, JANUARY 9, 1979, "TEMPORARY EMERGENCY  
RESOLUTION APPROPRIATING \$6,557,173., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79  
PROGRAM, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cl.      RESOLUTION RESCINDING RESOLUTION 7-R-e, JANUARY 9, 1979, "RESOLUTION REQUESTING  
DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET,  
'MISCELLANEOUS REVENUE.' SUM OF \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT  
FY'79 PROGRAM, TITLE II."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cm.      RESOLUTION RESCINDING RESOLUTION 7-R-f, JANUARY 9, 1979, "TEMPORARY EMERGENCY  
RESOLUTION APPROPRIATING \$9,088,100., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FY'79  
PROGRAM, TITLE II; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

January 17, 1979

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cn.

RESOLUTION RESCINDING RESOLUTION 7-R-g, JANUARY 9, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-co.

RESOLUTION RESCINDING RESOLUTION 7-R-h, JANUARY 9, 1979, 'TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,175,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.'

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cp.

RESOLUTION RESCINDING RESOLUTION 7-R-eu, JANUARY 3, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$199,990., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.



7-R-cq.

RESOLUTION RESCINDING RESOLUTION 7-R-ev, JANUARY 3, 1979, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$199,990., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cr.

RESOLUTION RESCINDING RESOLUTION 7-R-i, JANUARY 9, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'78."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cs.

RESOLUTION RESCINDING RESOLUTION 7-R-j, JANUARY 9, 1979, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ct.

RESOLUTION RESCINDING RESOLUTION 7-R-ey, JANUARY 3, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$83,795., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH-FY'79."

January 17, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cu.

RESOLUTION RESCINDING RESOLUTION 7-R-ez, JANUARY 3, 1979, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$83,795., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH-FY'79; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cv.

RESOLUTION RESCINDING RESOLUTION 7-R-k, JANUARY 9, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUM OF \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FY'78."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cw.

RESOLUTION RESCINDING RESOLUTION 7-R-l, JANUARY 9, 1979, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$316,205., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FY'78; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

January 17, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

935

Absent During Roll Call: Councilman Tucker.

7-R-cx.

RESOLUTION RESCINDING RESOLUTION 7-R-s, JANUARY 9, 1979, "RESOLUTION REQUESTING  
DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET,  
'MISCELLANEOUS REVENUE,' SUM OF \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT,  
TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM FY'79."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cy.

RESOLUTION RESCINDING RESOLUTION 7-R-t, JANUARY 9, 1979, "TEMPORARY EMERGENCY  
RESOLUTION APPROPRIATING \$1,185,971., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE  
III YOUTH EMPLOYMENT AND TRAINING PROGRAM-FY'79; SAID EMERGENCY FUNDS SHALL BE PROVIDED  
IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-cz.

RESOLUTION RESCINDING RESOLUTION 7-R-u, JANUARY 9, 1979, "RESOLUTION REQUESTING  
DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET,  
'MISCELLANEOUS REVENUE,' SUM OF \$14,100,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT  
TITLE VI FY'79 PROGRAM."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

936

7-R-da.

RESOLUTION RESCINDING RESOLUTION 7-R-v, JANUARY 9, 1979, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$14,100,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-db.

RESOLUTION CANCELLING UNEXPENDED PORTION OF SPECIAL ITEM OF APPROPRIATION IN AMOUNT OF \$14,927. IN 1978 ADOPTED BUDGET, WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dc.

RESOLUTION CANCELLING PORTION OF REVENUE AND APPROPRIATION IN THE AMOUNT OF \$65,444. IN 1978 ADOPTED BUDGET, PROJECT GAINS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dd.

RESOLUTION CANCELLING PORTION OF REVENUE AND APPROPRIATION IN THE AMOUNT OF \$6,387,628. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-de.

RESOLUTION CANCELLING PORTION OF REVENUE AND APPROPRIATION IN THE AMOUNT OF \$8,730,928. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE II, FY'79.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-df.

RESOLUTION CANCELLING PORTION OF UNEXPENDED BALANCE OF SPECIAL ITEM OF APPROPRIATION, \$1,200,000. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III SKILLS TRAINING IMPROVEMENT PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dg.

RESOLUTION CANCELLING UNEXPENDED PORTION OF SPECIAL ITEM OF APPROPRIATION \$200,000. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dh.

RESOLUTION CANCELLING PORTION OF UNEXPENDED BALANCE OF SPECIAL ITEM OF APPROPRIATION, \$450,000. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM, FY'78.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-di.

RESOLUTION CANCELLING UNEXPENDED PORTION OF SPECIAL ITEM OF APPROPRIATION,  
\$1,343,144. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III,  
YOUTH EMPLOYMENT AND TRAINING PROGRAM FY'79.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dj.

RESOLUTION CANCELLING PORTION OF REVENUE AND APPROPRIATION IN AMOUNT OF  
\$13,500,000. IN 1978 ADOPTED BUDGET, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VI,  
FY'79 PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT TITLE I, FY'79, \$6,387,628.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dl.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,387,628., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE I, FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE  
PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

January 17, 1979

939

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT, TITLE II FY'79 PROGRAM, \$8,730,928.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dn.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$8,730,928., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE II FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE  
PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-do.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT TITLE III - SKILLS TRAINING IMPROVEMENT PROJECT, \$1,200,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

January 17, 1979

7-R-dp.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,200,000., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT-TITLE III SKILLS TRAINING IMPROVEMENT PROJECT; SAID EMERGENCY  
FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT TITLE III-YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECTS,  
\$200,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dr.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$200,000., COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT TITLE III YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECT;  
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ds.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" COMPREHENSIVE EMPLOYMENT  
AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM FY'79, \$450,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:



Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dt. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$450,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM FY'79; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-du. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III YOUTH IN EMPLOYMENT AND TRAINING PROGRAM FY'79, \$1,343,144.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dv. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,343,144., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT - TITLE III YOUTH EMPLOYMENT AND TRAINING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dw. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM, \$13,500,000.

January 17, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-dx.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$13,500,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TITLE VI FY'79 PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

#### MOTIONS.

7-M-a.

A MOTION STRONGLY URGING THE BUSINESS ADMINISTRATOR, DEPARTMENT DIRECTORS AND DIVISION HEADS TO PROVIDE MORE TIMELY WRITTEN RESPONSES TO REQUESTS FOR INFORMATION FROM THE MUNICIPAL COUNCIL, INDIVIDUAL COUNCILMEN AND THE CITY CLERK ACTING IN BEHALF OF THE GOVERNING BODY; FURTHER, THAT THIS REQUEST IS THE RESULT OF A STUDY INDICATING THAT AMINISTRATION ANSWERS HAVE BEEN FORWARDED AND ARE SOMETIMES RECEIVED AS MUCH AS FOUR WEEKS AFTER THE REQUEST IS MADE THEREBY PREVENTING THE TIMELY FLOW OF ESSENTIAL INFORMATION TO THE MUNICIPAL COUNCIL, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT MR. SANFORD GALLANTER OF THE ASPEN GROUP, INC. PROVIDE DETAILS RELATING TO RELOCATION PLANS AND ACCOMPLISHMENTS TO DATE REGARDING THOSE PERSONS RESIDING AT 825-829 SOUTH 10TH STREET AND 860-868 SOUTH 11TH STREET WHO ARE BEING FORCED TO RELOCATE IN CONNECTION WITH REHABILITATION OF THESE APARTMENT BUILDINGS, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-M-c.

A MOTION COMMENDING MAYOR KENNETH A. GIBSON FOR HIS RELENTLESS, SENSITIVE AND UNTIRING LOBBYING EFFORTS IN TRENTON AND WASHINGTON TO SECURE THE RESTORATION OF ANTI-RECESSION FEDERAL AID AND/OR COUNTERCYCLICAL FUNDS TO INSURE THE RETENTION OF MUNICIPAL PERSONNEL AND THE DELIVERY OF ESSENTIAL CITY SERVICES, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 4, 1979, ENCLOSING PROPOSED "ORDINANCE CONCERNING RECYCLING OF USED NEWSPAPERS AND GLASS; AMENDING AND SUPPLEMENTING TITLE 13, CHAPTER 3, SECTION 9, OF THE 1966 REVISED ORDINANCES OF THE CITY OF NEWARK, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION 9 (b)." (UNAUTHORIZED SCAVENGING OF RECYCLABLE MATERIALS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 4, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF NEWARK TO EXECUTE A BARGAIN AND SALE DEED TO THE U. S. SMALL BUSINESS ADMINISTRATION FOR PROPERTY KNOWN AS 170-174 CLINTON AVENUE, BLOCK 2802, LOTS 7 AND 49 ON THE TAX MAP OF THE CITY OF NEWARK, NEW JERSEY, FOR A CONSIDERATION OF \$11,500.00 PURSUANT TO N.J.S.A. 40A:12-13(b)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

January 17, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

✓  
8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 4, 1979, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE TRUST FOR PUBLIC LAND, NEW JERSEY FOR PREMISES COMMONLY KNOWN AS 11 HILL STREET, BLOCK 93, LOT 44, ROOM 502, FOR THE SUM OF FIVE THOUSAND, THREE HUNDRED TWENTY-EIGHT DOLLARS AND SIXTY CENTS (\$5,328.60) PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

✓  
8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 4, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE RELOCATION FOR THE NEWARK COLLEGES' EXPANSION PROJECT N.J.R-45. (THIRD AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

8-e.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 17, 1979, PROPOSED "ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT DEEDS FOR SIX SPECIFIED PROPERTIES IN THE CITY OF NEWARK, NEW JERSEY FOR ONE DOLLAR EACH FROM THE SECRETARY OF THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, PROVIDED THE TITLE TO EACH PROPERTY SO CONVEYED IS MARKETABLE IN THE OPINION OF THE CORPORATION COUNSEL."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-f on Pages 5 and 6 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 21, 1978,  
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING  
POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR, '  
(6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED." (TO CREATE THE PART-TIME  
POSITIONS OF DENTIST, 20 HOURS; OBSTETRICIAN/GYNECOLOGIST, 9 HOURS; AND PODIATRIST, 12  
HOURS)

(Dentist, Part Time (20 Hours Per Week)	\$28,662. - \$28,662.
Obstetrician/Gynecologist, Part Time (9 Hours Per Week)	12,898. - 12,898.
Podiatrist, Part Time (12 Hours Per Week)	17,197. - 17,197.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council January 16, 1979)

A motion to reject this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
 President Harris.

Absent During Roll Call: Councilman Tucker.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978,  
ENCLOSING PROPOSED "ORDINANCE TO ADOPT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES  
OF THE CITY OF NEWARK (1966) AND ESTABLISH A DEPARTMENT OF GENERAL SERVICES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
 President Harris.

Absent During Roll Call: Councilman Tucker.

9-c. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978,  
ENCLOSING PROPOSED "ORDINANCE TO REPEAL TITLE TWO, CHAPTER SEVEN, SECTION 5.1; TITLE TWO,  
CHAPTER NINE; TITLE TWO, CHAPTER 13A, ARTICLES TWO, THREE AND FOUR, AND TO AMEND TITLE  
TWO, CHAPTER NINE A. IN ITS ENTIRETY, AND TO AMEND TITLE TWO, CHAPTER 13A, SECTION ONE,  
OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)."

January 17, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles licenses were issued from December 26, 1978 to January 8, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Mt. Carmel Guild - Special Education for Blind	7651 (Amended)
St. Casimir's PTA	7691 (Amended)
Immaculate Heart of Mary Church	7861
St. Ann's PTA	7866
St. Ann's Educational Club	7867

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church, Vailsburg	7823 (Amended)
Auxiliary of the Newark Beth Israel Medical Center	7863
Newark Museum Association	7864
Charles E. Hall-Georgiana Robinson Memorial Scholarship Fund	7865

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

ADJOURNMENT.

12.


A motion to adjourn this meeting was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:


Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

This meeting adjourned at 1:00 A. M., Thursday, January 18, 1979.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
\_\_\_\_\_  
President





Newark, New Jersey, January 23, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:50 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. L975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 11th and January 18th, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated January 11, 1979, from Council President Harris, requesting a special meeting of the Municipal Council for Noon, Tuesday, January 23, 1979, to consider on public hearing, second reading and final passage proposed "ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED"

The City Clerk read letter dated January 18, 1979, from Council President Harris, requesting that there be added to the Special Meeting of the Municipal Council to be held 12:00 Noon, Tuesday, January 23, 1979 two resolutions appointing Members of the Board of School Estimate for term ending December 31, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

January 23, 1979

AN ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE  
REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended as follows, with such amendment to be in effect for the period from the effective date of this ordinance to September 30, 1979:

(a) Section 25:3-1. Rates: General Schedule.

The charges for all water furnished by the City of Newark shall be as follows:

\$10.29 for the first 500 cubic feet or less, per quarter;

6.62 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

5.87 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

5.14 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

4.42 per 1,000 cubic feet for all over 500,000 cubic feet per quarter;

Except as modified by the following provisions:

(b) Section 25:3-2. Rates Outside City for Certain Use of High Pressure Supply System.

Charges for water used from the high pressure fire supply system for other than fire extinguishment purposes (by express special permission only); for water - served direct to private consumers in Silver Lake District, Belleville; and elsewhere outside of Newark, unless otherwise covered by special contract, shall be as follows:

\$14.67 for the first 500 cubic feet or less per quarter;

9.54 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

8.81 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

7.35 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

6.89 per 1,000 cubic feet for all over 500,000 cubic feet per quarter.

(c) Section 25:3-3. Charges for Monthly and Special Meter Readings.

(2) When meters are read monthly, add \$34.00 per quarter to the bill as computed under schedule.

(b) Special meter readings when requested by consumer will be made at a charge of \$17.85 for each such reading.

(d) Section 25:3-4. Charges for Private Fire Line.

The following charges shall be made for private fire line connections:

Annual Charges:	General Purpose Supply System
-----------------	-------------------------------

<u>Size</u>	<u>Metered</u>	<u>Unmetered</u>
	\$	\$
2"	31.00	58.00
4"	48.00	99.00
6"	48.00	99.00
8"	99.00	196.00
10"	148.00	293.00
12"	196.00	393.00
16"	393.00	782.00
20"	587.00	1,173.00
24"	735.00	1,466.00

## Annual Charges: High Pressure - Fire Supply System

2"	48.00	99.00
4"	196.00	393.00
6"	393.00	782.00
8"	782.00	1,566.00
10"	1,173.00	2,346.00
12"	1,566.00	3,128.00
16"	3,128.00	6,258.00

## (e) Section 25:3-5. Charges: Meters; Maintenance and Repairs.

(a) Test for transfer of ownership - charge - \$21.00

(b) Meter repairs per hour of labor plus cost of materials - Charge - \$21.00

## (c) Testing new meters:

8"	\$196.00
6"	159.00
4"	118.00
3"	79.00
2"	41.00
1½"	21.00
1" and smaller	11.00

## (d) Removing, Testing and Resetting:

1" and smaller \$21.00

1½" 31.00

Larger - Cost @ \$21.00 per hour of labor.

## (f) Section 25:3-6. Charges: Installation of Service Pipe.

(a) 1" diameter service pipes - service pipe in place (main to curb) including street paving restoration - \$629.00; (b) Service pipe larger than 1" in diameter - (main to curb) charge to be determined on estimate of cost for each service application.

(g) Section 25:3-9. Reduced rates for certain official and institutional users.

The governing body shall by resolution, determine when water shall be furnished at rates here in after set forth, to religious and educa-

January 23, 1979

tional institutions; to parks, buildings, institutions, structures, and facilities owned and operated by Essex County or its agencies, and to other designated municipal buildings or facilities.

The charges for all water furnished by the City to the users enumerated above shall be as follows:

\$7.35 for the first 500 cubic feet or less per quarter there after at the rate of \$3.25 for each 1,000 cubic feet.

Section 2. That Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended as follows, with such amendment to be in effect for the period from October 1, 1979 to September 30, 1980:

(a) Section 25:3-1. Rates: General Schedule.

The charges for all water furnished by the City of Newark shall be as follows:

\$11.32 for the first 500 cubic feet or less, per quarter;

7.29 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

6.46 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

5.66 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

4.87 per 1,000 cubic feet for all over 500,000 cubic feet per quarter;

Except as modified by the following provisions:

(b) Section 25:3-2. Rates Outside City for Certain Use of High Pressure Supply System.

Charges for water used from the high pressure fire supply system for other than fire extinguishment purposes (by express special permission only); for water - served direct to private consumers in Silver Lake District, Belleville; and elsewhere outside of Newark, unless otherwise covered by special contract, shall be as follows:

\$16.14 for the first 500 cubic feet or less per quarter;

10.50 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

9.70 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

8.09 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

7.58 per 1,000 cubic feet for all over 500,000 cubic feet per quarter.

(c) Section 25:3-3. Charges for Monthly and Special Meter Readings.

(2) When meters are read monthly, add \$38.00 per quarter to the bill as computed under schedule.

(b) Special meter readings when requested by consumer will be made at a charge of \$19.64 for each such reading.

(d) Section 25:3-4. Charges for Private Fire Line.

The following charges shall be made for private fire line connections:

## Annual Charges:

## General Purpose Supply System

Size	Metered \$	Unmetered \$
2"	34.00	64.00
4"	53.00	109.00
6"	53.00	109.00
8"	109.00	216.00
10"	163.00	323.00
12"	216.00	433.00
16"	433.00	861.00
20"	646.00	1,291.00
24"	809.00	1,613.00

## Annual Charges: High Pressure - Fire Supply System

2"	53.00	109.00
4"	216.00	433.00
6"	433.00	861.00
8"	861.00	1,723.00
10"	1,291.00	2,581.00
12"	1,623.00	3,441.00
16"	3,441.00	6,884.00

## (e) Section 25:3-5. Charges: Meters; Maintenance and Repairs.

(a) Test for transfer of ownership - charge - \$24.00

(b) Meter repairs per hour of labor plus cost of materials - Charge - \$24.00

(c) Testing new meters:

8"	\$216.00
6"	175.00
4"	130.00
3"	87.00
2"	46.00
1½"	24.00
1" and smaller	13.00

(d) Removing, Testing and Resetting:

1" and smaller \$24.00

1½" 35.00

Larger - Cost @ \$24.00 per hour of labor.

(f) Section 25:3-6. Charges: Installation of Service Pipe.

(a) 1" diameter service pipes - service pipe in place (main to curb) including street paving restoration - \$692.00; (b) Service pipe larger than 1" in diameter - (main to curb) charge to be determined on estimate of cost for each service application.

(g) Section 25:3-9. Reduced rates for certain official and institutional users.

The governing body shall by resolution, determine when water shall be furnished at rates here in after set forth, to religious and educational institutions; to parks, buildings, institutions, structures, and

January 23, 1979

facilities owned and operated by Essex County or its agencies, and to other designated municipal buildings or facilities.

The charges for all water furnished by the City to the users enumerated above shall be as follows:

\$8.09 for the first 500 cubic feet or less per quarter there after at the rate of \$3.58 for each 1,000 cubic feet.

Section 3. That Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended as follows, with such amendment to be in effect for the period from October 1, 1980 to September 30, 1981

(a) Section 25:3-1. Rates: General Schedule.

The charges for all water furnished by the City of Newark shall be as follows:

\$12.46 for the first 500 cubic feet or less, per quarter;

8.02 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

7.11 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

6.23 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

5.36 per 1,000 cubic feet for all over 500,000 cubic feet per quarter;

Except as modified by the following provisions:

(b) Section 25:3-2. Rates Outside City for Certain Use of High Pressure Supply System.

Charges for water used from the high pressure fire supply system for other than fire extinguishment purposes (by express special permission only); for water - served direct to private consumers in Silver Lake District, Belleville; and elsewhere outside of Newark, unless otherwise covered by special contract, shall be as follows:

\$17.76 for the first 500 cubic feet or less per quarter;

11.55 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

10.67 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

8.90 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

8.34 per 1,000 cubic feet for all over 500,000 cubic feet per quarter.

(c) Section 25:3-3. Charges for Monthly and Special Meter Readings.

(2) When meters are read monthly, add \$42.00 per quarter to the bill as computed under schedule.

(b) Special meter readings when requested by consumer will be made at a charge of \$21.60 for each such reading.

(d) Section 25:3-4. Charges for Private Fire Line.

The following charges shall be made for private fire line connections:

## Annual Charges:

## General Purpose Supply System

<u>Size</u>	<u>Metered</u>	<u>Unmetered</u>
	\$	\$
2"	36.00	71.00
4"	59.00	120.00
6"	59.00	120.00
8"	120.00	238.00
10"	180.00	355.00
12"	238.00	477.00
16"	477.00	948.00
20"	711.00	1,421.00
24"	890.00	1,775.00

## Annual Charges: High Pressure - Fire Supply System

2"	59.00	120.00
4"	238.00	477.00
6"	477.00	948.00
8"	948.00	1,896.00
10"	1,421.00	2,840.00
12"	1,896.00	3,786.00
16"	3,786.00	7,573.00

(e) Section 25:3-5. Charges: Meters; Maintenance and Repairs.

(a) Test for transfer of ownership - charge - \$27.00

(b) Meter repairs per hour of labor plus cost of materials - Charge - \$27.00

(c) Testing new meters:

8"	\$238.00
6"	193.00
4"	143.00
3"	96.00
2"	51.00
1½"	27.00
1" and smaller	15.00

(d) Removing, Testing and Resetting:

1" and smaller \$27.00

1½" 39.00

Larger - Cost @ \$27.00 per hour of labor.

(f) Section 25:3-6. Charges: Installation of Service Pipe.

(a) 1" diameter service pipes - service pipe in place (main to curb) including street paving restoration - \$762.00; (b) Service pipe larger than 1" in diameter - (main to curb) charge to be determined on estimate of cost for each service application.

(g) Section 25:3-9. Reduced rates for certain official and institutional users.

January 23, 1979

The governing body shall be resolution, determine when water shall be furnished at rates here in after set forth, to religious and educational institutions; to parks, buildings, institutions, structures, and facilities owned and operated by Essex County or its agencies, and to other designated municipal buildings or facilities.

The charges for all water furnished by the City to the users enumerated above shall be as follows:

\$8.90 for the first 500 cubic feet or less per quarter there after at the rate of \$3.94 for each 1,000 cubic feet.

Section 4. That Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended as follows, with such amendment to be in effect for the period from October 1, 1981 to September 30, 1982

(a) Section 25:3-1. Rates: General Schedule.

The charges for all water furnished by the City of Newark shall be as follows:

\$13.71 for the first 500 cubic feet or less, per quarter;

8.82 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

7.83 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

6.86 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

5.90 per 1,000 cubic feet for all over 500,000 cubic feet per quarter;

Except as modified by the following provisions:

(b) Section 25:3-2. Rates Outside City for Certain Use of High Pressure Supply System.

Charges for water used from the high pressure fire supply system for other than fire extinguishment purposes (by express special permission only); for water - served direct to private consumers in Silver Lake District, Belleville; and elsewhere outside of Newark, unless otherwise covered by special contract, shall be as follows:

\$19.54 for the first 500 cubic feet or less per quarter;

12.71 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

11.74 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

9.79 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

9.18 per 1,000 cubic feet for all over 500,000 cubic feet per quarter.

(c) Section 25:3-3. Charges for Monthly and Special Meter Readings.

(2) When meters are read monthly, add \$47.00 per quarter to the bill as computed under schedule.

(b) Special meter readings when requested by consumer will be made at a charge of \$23.76 for each such reading.



## (d) Section 25:3-4. Charges for Private Fire Line.

The following charges shall be made for private fire line connections:

Annual Charges:		General Purpose Supply System	
Size	Metered	Unmetered	
	\$	\$	
2"	40.00	79.00	
4"	65.00	132.00	
6"	65.00	132.00	
8"	132.00	262.00	
10"	198.00	391.00	
12"	262.00	525.00	
16"	525.00	1,043.00	
20"	783.00	1,564.00	
24"	979.00	1,953.00	

## Annual Charges: High Pressure - Fire Supply System

2"	65.00	132.00
4"	262.00	525.00
6"	525.00	1,043.00
8"	1,043.00	2,086.00
10"	1,564.00	3,124.00
12"	2,086.00	4,165.00
16"	4,165.00	8,331.00

## (e) Section 25:3-5. Charges: Meters; Maintenance and Repairs.

(a) Test for transfer of ownership - charge - \$30.00

(b) Meter repairs per hour of labor plus cost of materials - Charge - \$30.00

(c) Testing new meters:

8"	\$262.00
6"	213.00
4"	158.00
3"	106.00
2"	57.00
1½"	30.00
1" and smaller	17.00

(d) Removing, Testing and Resetting:

1" and smaller \$30.00

1½" 43.00

Larger - Cost @ \$30.00 per hour of labor

## (f) Section 25:3-6. Charges: Installation of Service Pipe.

(a) 1" diameter service pipes - service pipe in place (main to curb) including street paving restoration - \$839.00; (b) Service pipe larger than 1" in diameter - (main to curb) charge to be determined on estimate of cost for each service application.

(g) Section 25:3-9. Reduced rates for certain official and institutional users.

The governing body shall by resolution, determine when water shall be furnished at rates hereinafter set forth, to religious and educational institutions; to parks, buildings, institutions, structures, and facilities owned and operated by Essex County or its agencies, and to other designated municipal buildings or facilities.

The charges for all water furnished by the City to the users enumerated above shall be as follows:

\$9.79 for the first 500 cubic feet or less per quarter thereafter at the rate of \$4.34 for each 1,000 cubic feet.

Section 5. This Ordinance shall take effect upon final passage and publication and accordance with the laws of the State of New Jersey.

Section 6. Any existing Ordinance or part thereof, inconsistent with this Ordinance is hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. ROBERT NARDELLI, 117 BROOKDALE AVENUE, NEWARK, NEW JERSEY, questioned whether state law mandated this increase. The speaker felt that the increase of water rates for many single owned property owners would cause severe hardship for homeowners.

President Harris said he believes the speaker was in the Council Conference Room when Director of Water Accounting and Customer Service Paradise or Director of Finance Jones indicated that the Water Authority must be self-liquidating and they have been operating in a deficit for some time, prior to the last increase we granted. He thinks the speaker is also knowledgeable of the fact, a question was asked and one of the other gentlemen indicated it would have an effect on our ability to sell bonds. He thinks too, in view of the fact, that we did enjoy and do enjoy as of now, a surplus which is relatively small that was because of the wisdom exhibited by Members of this Body in dealing with the budget. He thinks we do have 9 watchdogs in terms of the citizens tax dollars and we scrutinize, and our meetings are open, in spite of what some people say, and it is quite evident we will continue to watch how their tax dollars are expended.

Councilman James stated at this time he cannot support this 125% water rate increase whereas there is no similar increase to municipalities who purchase water from Newark. He hoped in the future, somehow, rather than waiting for a crisis situation, and place the burden upon Newark citizens, when these contracts expire with other municipalities, that we tie in a formula which simply states, "whatever we charge them, if Newark raises rates, then their rates simultaneously would reflect the percentage rate increase."

President Harris said what Councilman James would want in the contract that the City of Newark presently has with other municipalities, that we have such a clause included.

Councilman James replied that he recognizes, he has a personal feeling, it is hard to tell people in Newark that we are going to increase rates, because of an emergency, mandated cost, then people stand in front of him, indicating we have a contract with other municipalities. If it is a mandated cost, an emergency when we grant these contracts, we should state that if water rates have to be raised, then they too should have to pick it up. He thinks that should be fair.

Councilman Bottone agreed with Councilman James' remarks that future negotiations with any community should have an escalating clause. He thinks it should be said for the record today why we are increasing the water rates, we already know the tax rate is going up. It must be said and understood if the water rate remains in a deficit, then by law the City must raise its taxes even higher to compensate for the loss in the Water Department. If you have a \$3 million deficit in the Water Department, then the City's obligation is to raise taxes another \$3 million, which would possibly be another 27 points. The important factor is, when you raise water rates everybody shares the increase, public buildings, hospitals, and all other services, that State, Federal and County Governments have in the City of Newark. They all have to pick up their share of the water increase. On the other hand, if the City has to pick up the deficit, then only the taxpayers pick up the deficit. It is a more equitable way of raising that money.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, President Harris.

No: Councilmen Carrino, James, Martinez, Villani.

President Harris: The yeses are five and the noes are four. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### RESOLUTIONS.

7-R-a.

RESOLUTION APPOINTING COUNCILMAN RALPH T. GRANT, JR., MEMBER OF THE BOARD OF SCHOOL ESTIMATE, FOR A TERM ENDING DECEMBER 31, 1979.

January 23, 1979

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Grant.

7-R-b.      RESOLUTION APPOINTING COUNCILMAN SHARPE JAMES, MEMBER OF THE BOARD OF SCHOOL ESTIMATE, FOR A TERM ENDING DECEMBER 31, 1979.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman James.


ADJOURNMENT.

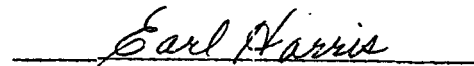
12.      A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:00 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President

Newark, New Jersey, January 30, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 26, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter, dated January 26, 1979, from Council President Earl Harris, calling a special meeting of the Municipal Council for Tuesday, January 30, 1979, at 12:00 Noon, or as soon thereafter as the Council can convene, to consider "Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to submit an application, enter into an agreement with, and to accept funds in the amount of \$15,673,000. from the United States Department of Housing and Urban Development for a Community Development Block Grant (Fifth Year) under the Housing and Community Development Act of 1974 as amended, in compliance with Federal regulations governing said grant application." (Resolution 7-R-o, January 17, 1979)

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT AN APPLICATION, ENTER INTO AN AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$15,673,000. FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (FIFTY YEAR) UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING SAID GRANT APPLICATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

January 30, 1979

January 30, 1979

A motion to amend this resolution to provide only for submission of an application and to delete therefrom (Resolution 7-R-o, January 17, 1979) any authority to enter into an agreement with, and to accept funds from the United States Department of Housing and Urban Development for a Community Development Block Grant (Fifth Year), was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE AN APPLICATION WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (FIFTH YEAR) UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING SAID GRANT APPLICATION IN AMOUNT OF \$15,673,000.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

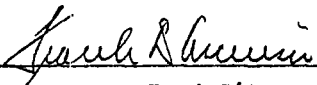
ADJOURNMENT.

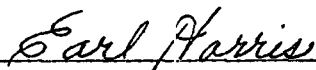
12. A motion to adjourn this meeting was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:15 P. M.

APPROVED:

  
 Frank D'Ascensio  
 City Clerk

  
 Earl Harris  
 President

Newark, New Jersey, January 31, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:40 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 29, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter, dated January 29, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 1:15 P. M., Wednesday, January 31, 1979, or as soon thereafter as the Council can convene, to consider "Resolution authorizing the Mayor's Policy and Development Office to submit an application to and accept funds from the U. S. Department of Housing and Urban Development for an Urban Development Action Grant." (Alling Street Associates, Felise, Murphy and Company, Balco Industrial Project and Combustion Equipment Associates (CEA))

A motion to change the reason for the call of the special meeting to delete therefrom any action on the Combustion Equipment Associates (CEA) was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

7-R-a.

RESOLUTION AUTHORIZING THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO SUBMIT AN APPLICATION TO AND ACCEPT FUNDS FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN URBAN DEVELOPMENT ACTION GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend this resolution by deleting therefrom any reference or authority to accept grant funds and to execute a grant agreement was made by Councilman

January 31, 1979

Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

RESOLUTION AUTHORIZING THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO SUBMIT AN APPLICATION TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN URBAN DEVELOPMENT ACTION GRANT.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

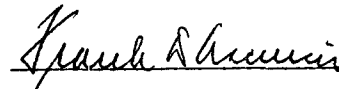
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

This meeting adjourned at 1:45 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, February 7, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Ronald Eshleman, Pastor at Large, Newark Presbytery, United Presbyterian Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 30, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris stated the rules pertaining to electronic equipment, specifically television cameras will be in effect for this meeting as it is for every other meeting. The rules are that unless the Municipal Council votes to permit the cameras to be present in the Council Chamber, they are prohibited. There will be no exceptions to any individual or individuals with respect to observing this rule. He requested the Members of the media who are present with television cameras on to remove their equipment in an orderly manner and leave the Council Chamber.

A motion to permit the electronic equipment to be present during this meeting was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Tucker said he would like to raise the point that until the Council expresses their concern with respect to this issue, the cameras should be removed.

Councilman Martinez indicated the Council should in some way adopt legislation which would clarify this problem at all Council meetings. He does agree with his colleague that before a vote is taken the cameras should not be operating prior to the meeting.

February 7, 1979

President Harris noted since the inception of this form of government in 1954, it was the policy of the Municipal Government that electronic equipment would be prohibited from Council meetings unless it was the desire of the Body by its vote to approve the acceptance of the presence of the electronic equipment.

Councilman Carrino agreed that prior to a meeting the electronic equipment should not be set up. Although he seconded the motion to have the cameras present today, the Police Department should assure that nobody sets up cameras prior to the meeting until a formal vote is taken.

President Harris referred to a distasteful meeting which was held recently where there was heated reaction to the order of the Chair relating to electronic equipment. He cited that the City Clerk had come down to the Council Chamber prior to the Council meeting and informed the media they were in violation and they should remove their electronic equipment.

Councilman Tucker felt the Council was being consistently intimidated by the press walking in and setting up their equipment prior to Council approval. He felt they should abide by the ruling which is in effect right now.

Councilman James said at the last Council meeting there was widespread publicity because of Council's failure to permit electronic equipment to film that meeting dealing with police issues. He always supported the right of the public to be present at the meetings and would agree perhaps the laws should be amended with respect to the electronic media. However, he felt to have taken such action at the last meeting to order cameras removed and at the next meeting to move the cameras be allowed because of the peaceful nature of those present would render this Body suspect and he felt the Council should be consistent in their action.

Councilman Tucker felt this matter is really simple. The current rule indicates cameras are not supposed to be here and they are operating at present. He felt they are aware of Council policy prohibiting them from setting up this equipment and yet they are still operating. He repeated he will not be intimidated by the presence of the press and he felt the electronic equipment should be closed down immediately so that the Council can proceed.

President Harris directed the Sergeant-at-Arms to assure the electronic equipment is turned off until after a vote is taken by the Council.

Councilman Carrino noted there were two Members of the Council who wanted the cameras to stay at the last meeting and although he made a mistake two weeks ago, he is not going to permit that to happen again. If the vote is for no cameras, he will abide by the decision of the majority of the Council.

Councilman Tucker indicated he has always been consistent whenever this issue is discussed. If it is the desire of the Council to have electronic media at every meeting, then they should do so. However, if a particular Councilman is concerned about a particular political issue and agrees for the electronic equipment be present because they want political coverage, he said he will not participate in that kind of chicanery. If the Council wants to realistically discuss the issue of having every meeting open to the electronic media, he will vote affirmatively for that issue. However, he indicated he was vitally opposed to the presence of the media when a particular issue comes before the Council and they want press coverage on same and at the next meeting they do not desire any press.

The motion to permit electronic equipment to be present during this meeting was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez.

No: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

President Harris stated the press will be permitted to remain but the electronic equipment and television cameras will have to be removed.

#### REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-J AND R-121, FOR PERIOD ENDING DECEMBER 8, 1978; LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT HCDA-S, FOR PERIOD ENDING DECEMBER 15, 1978; LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT HCDA-J, FOR PERIOD ENDING DECEMBER 22, 1978; AND LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT HCDA-J, FOR PERIOD ENDING DECEMBER 29, 1978; AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIOD ENDING DECEMBER 8, 1978, DECEMBER 15, 1978, DECEMBER 22, 1978 AND DECEMBER 29, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

4-b.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF DECEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY, 1978 TO NOVEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF DECEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented 1977 ANNUAL REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY.

A motion that the Annual Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD NOVEMBER 8, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 13, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 29, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF DECEMBER, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented REPORT OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTHS OF AUGUST TO DECEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF NORTH JERSEY DISTRICT SUPPLY COMMISSION, HELD DECEMBER 6, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-l.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD DECEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-m.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD DECEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD DECEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-o.

The City Clerk presented COPY OF MINUTES OF INFORMAL PUBLIC CONFERENCE MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD DECEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-p.

The City Clerk presented REPORT ON EXAMINATION OF FINANCIAL STATEMENTS, NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORPORATION, COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, FOR PERIOD AUGUST 1, 1975 TO APRIL 30, 1976, SUBMITTED BY TOUCHE ROSS & COMPANY.

(Copy submitted to each Member of the Council)

A motion that the Financial Statement be received and staff study be made for report to the Council was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-q.

The City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD DECEMBER 4, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani,

February 7, 1979

seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-r.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING, HELD DECEMBER 21, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT - APPEALS.

4-A-1.

The City Clerk read APPLICATION OF JOHN FRESCO, APPLICANT, (JAMES AND ANNA FRESCO, OWNERS), FOR A VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK, SO AS TO PERMIT IN A 2ND INDUSTRIAL DISTRICT STORAGE OF EXCAVATING EQUIPMENT TRUCKS AND RELATED ITEMS ON PREMISES 224-238 MC WHORTER STREET, NEWARK.

The Board of Adjustment at its regular meeting October 16, 1978 postponed this application to October 30, 1978.

The Board of Adjustment at its regular meeting October 30, 1978 made a motion to reserve decision on this application until November 20, 1978.

The Board of Adjustment at its regular meeting November 20, 1978 approved the application with a condition that shrubbery be planted along the Chestnut Street side of the property by the eight foot cyclone fence within six months from the date by a vote of 6 Ayes and no Nays.

An appeal in the above matter was filed in the Office of the City Clerk on December 1, 1978. The transcript in connection with this matter was received by the City Clerk on January 8, 1979.

On January 11, 1979 the City Clerk notified the applicant, his attorney and the appellant, his attorney, and objectors that an appeal in this matter will be heard by the Municipal Council at their regular meeting February 7, 1979 at 1:00 P. M., in the Council Chamber, second floor, City Hall, Newark.

Each Member of the Council was furnished with a copy of the transcript in connection with this application.

This is the time and place for the appeal to commence.

President Harris stated we will now hear oral argument on the appeal from the

February 7, 1979

decision of the Board of Adjustment granting a variance to John Fresco, Applicant, to permit in a 2nd Industrial District Storage of excavating equipment trucks and related items on premises 224-238 McWhorter Street. We may hear argument only from the parties to the appeal, that is the person who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council only argument based on the record made before the Board of Adjustment. For the benefit of an appellant who is not represented by an attorney, that means that you may state the reasons for your objections to the variance and you may point to testimony before the board to support your position. However, you cannot bring in new testimony or other evidence.

President Harris called for those desiring who filed the appeal, to give his name and address and be heard.

MR. STANLEY J. HAUSMAN, LAW FIRM OF HOROWITZ, BROSS & SINIUS, 1180 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, REPRESENTING THE APPELLANT, MR. MUDDIE GREEN.

President Harris requested the objectors who were present in the audience to raise their hands and 9 hands were raised.

President Harris requested the persons in favor of this application to raise their hands and there was no response.

Mr. Hausman stated he is appearing on behalf of Mr. Green who filed the appeal and also appears in behalf of the other objectors. He believes the record reflects the number of objectors who did not appear at the initial hearing that was heard before the Board of Adjustment. In connection with the appeal that has been filed he would like to point out to the Council the transcript in question is void of what he considers to be certain legal requirements that are necessary for the granting of the variance. Basically in terms of a variance of this nature, there are two requirements that have to be met:

- 1) Concerns the fact that you must show a special need, that is a special set of circumstances in connection with this piece of property as to why it is incumbent upon the Board of Adjustment or in this particular case, the Municipal Council to grant a special use type variance that is requested in the application and of course Title 40 deals with this and sets forth clearly what must be done. He questioned what is the special need that has been offered by the applicant? He submitted there is nothing in the record at anytime as to why the variance should be granted. There is no claim of hardship. There is no claim that the land can be utilized for other means, there is no claim whatsoever that there has been any attempt to utilize the land for other needs and as such he finds nothing that indicates a hardship that would in anyway approach



a hardship as to why it would be necessary to change the zoning of this particular land for this particular use. He questioned what is the compelling reason which would justify the granting of this variance by the Board of Adjustment. Furthermore, if one begins to look at the negative criteria, you have had objectors come before the Board of Adjustment and they have raised the following points: Basically this area has become one that has become residential in use. As a matter of fact people like Mr. Green, know this to be a fact, spent a great deal of money for the purpose of improving his home, his residential home and certainly he thinks all of us are aware of the fact the City itself has had severe housing problems. The basic area is one that has come under a good deal of revitalization. Here they are being told that in the middle of their neighborhood, they have been trying to fix up, will have trucks parked all over. That question has never been answered. There are children who live in the area, certainly with the implementation of this application it would create an eyesore, would have a serious effect on the property values and would certainly create a hazard to the children in the area. It will also create traffic hazards and all Members of the Council are aware of that and know that it is an area that does not have a great deal of on-street parking.

Mr. Hausman pointed out the noise and the additional pollution resulting from this could have an effect on the people in the neighborhood and the children that would be playing there. The other thing that might occur, certainly parking these vehicles in that area would give rise to possible infestation of various types of animals and rodents where you don't have it now. There has been a rumor and nobody seems to be willing to substantiate or check into but many of the people maintain in connection with the use of this property and in connection with using this as some type of dumping ground, many, many times there have been odors emitting from the property when someone comes to deposit things in that area. What they are really afraid of is that they are not happy with what is going on and should the variance be granted the situation will only greatly aggravate and become worse.

Mr. Hausman concluded by pointing out there are two criteria that must be met by the applicant; they must prove some special need, some unusual set of circumstances as to why it is necessary to grant their application. He submits again there is nothing in the record that satisfies that requirement under New Jersey Statute Title 40. In addition, they must somehow overcome the negative criteria and that is that the granting of this variance will not substantially impair the intent and purpose of the zoning act and he submits to the Council that the objectors have previously and on this

February 7, 1979

occasion presented such factors that the Council should consider which would definitely result in a detriment to them and to the zoning act itself. That is the property value which they have tried very, very hard to maintain and increase would be destroyed if this application is granted and the granting of this application would have a very, very, substantially poor impact on the neighborhood itself. He requested the Council to take into account the requirements as provided by the statute and that is the applicant has failed to meet these requirements consequently there is no special need and that they have not overcome the negative requirements, the Council must reject the application.

MR. JAMES P. LORDI, LAW FIRM OF LORDI, IMPERIAL AND DINES, 185 LAFAYETTE STREET, REPRESENTING THE APPLICANT ANNA FRESCO AND JAMES FRESCO, SR., stated as for a special need, the matter was heard by the Board of Adjustment and at that time evidence was presented. The Board of Adjustment had the benefit of Counsel who represented them and after due determination after the hearing both the applicant and also the objectors, the Board saw fit to grant the variance. This particular neighborhood is surrounded by many places which are worse than what Counsel has represented. He thinks he is wrong in his assumption that this would be an eyesore. If you were to go down there you would see a piece of vacant land that has a smoke stack that extends as high as this particular building and has been there for a long time. In the meantime there has been an accumulation of debris. He pointed out that this whole area is highly congested with factories. He spoke to the Secretary of the Board of Adjustment and on the basis of that he was able to find out what can be located there. It is permissible to use it as a sheet metal shop, a chemical plant, which gives out fumes and formerly it was occupied by Inter-Chemical. These are things that have been there. He reiterated this has been vacant land for the last 20 years and during that time there have been no takers, no homes put up and at no time has anyone attempted to do something as far as this particular land is concerned. Mr. Fresco, who still lives in the Ironbound Section, runs a business and is interested in the welfare of the City of Newark. He is buying this land, and paying for this particular land \$65,000. and this contract was admitted as evidence, besides that he intends to knock down the smoke stack and it will probably cost him \$15,000. to \$20,000. The Board of Adjustment imposed certain conditions. There can't be any exits or any entrances on Chestnut Street, where the houses are located. He must install shrubbery all around the Vesey Street as well as the Chestnut Street area. The only way he will be able to go into these premises is through McWhorter Street. Besides that he intends to install an office building, intends to put all kinds of guards, spend a lot of money and this money is coming from out of his pocket and will inure to the benefit of the City of Newark. He pointed out that if this man buys this property for \$65,000. maybe

February 7, 1979

puts another \$50,000. in improvements, and there is a re-assessment program going on in the City of Newark at the present time we are talking about a piece of property that will bring into the City of Newark over \$8,000. in taxes. Mr. Lordi noted that this is not a residential area, because it is composed strictly of factories. He also been advised that this particular lot can be used as a contractors plant or a storage yard, in other words it is the same thing they are planning to do.

Mr. Lordi reiterated that Mr. Fresco has been operating in this area for a long time on Delancy Street, the same kind of operation, and there are more homes on Delancy Street then on Chestnut Street and McWhorter Street. He pointed out that the Board of Adjustment granted this application with conditions imposed and the applicant will comply with them and the applicant also intends to fence it in.

Mr. Lordi urged the Council to grant this right to the applicant because it is something that will be to the betterment of the City of Newark.

Councilman Martinez stated he has reviewed the transcript of the proceedings before the Board of Adjustment in this matter and finds that the applicant has failed to show a special reason for the granting of a variance. Although the applicant has indicated that he will remove an unsightly smoke stack, will grade, pave and fence the area, and install shrubbery, all of which will improve the condition of the property, such an improvement is not sufficient reason for granting a variance. There must also be a special reason to justify the approval of a departure from our zoning ordinance. For example, the applicant must show extreme hardship caused by the condition of the property, or that the use is peculiarly fitted to that particular location or that the use is one which inherently serves the public good, such as a hospital or a school. Even the Resolution of the Board of Adjustment does not indicate that the Board found a special reason for granting a variance.

Councilman Martinez moved to reverse the decision of the Board of Adjustment and deny the application for a use variance on the grounds that no special reason exists for granting a variance.

The motion was seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curblane of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET.

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES, OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF NEWARK TO EXECUTE A BARGAIN AND SALE DEED TO THE U.S. SMALL BUSINESS ADMINISTRATION FOR PROPERTY KNOWN AS 170-174 CLINTON AVENUE, BLOCK 2802, LOTS 7 AND 49 ON THE TAX MAP OF THE CITY OF NEWARK, NEW JERSEY FOR A CONSIDERATION OF \$11,500., PURSUANT

February 7, 1979

TO N.J.S.A. 40A:12-13(b)(1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 21, 1979.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE RELOCATION FOR THE NEWARK COLLEGES' EXPANSION PROJECT N.J.R-45 (THIRD AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 21, 1979.

A motion to remove from the Table "AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF LILLIE STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 50 FEET IN WIDTH AND EXTENDING FROM SEVENTEENTH AVENUE TO EIGHTEENTH AVENUE," and consider on First Reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF LILLIE STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 50 FEET IN WIDTH AND EXTENDING FROM SEVENTEENTH AVENUE TO EIGHTEENTH AVENUE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(Ordinance tabled December 20, 1978)

(Ordinance removed from the table February 7, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 21, 1979.

At a later time in the meeting, a motion to consider Item 8-m on Ordinances for First Reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by Temporary President Johnson by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR, ADOPTED MAY 4, 1977 (6-S & F-k) AND AMENDMENTS THERETO." (TO DELETE THE TITLE AND SALARY RANGE FOR CHIEF POLICE TELEPHONE AND TELETYPE OPERATOR AND POLICE TELEPHONE AND TELETYPE OPERATOR AND TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF COMMUNICATION OFFICER AND COMMUNICATION OFFICER)

	Annual Minimum Salary	Middle Step	Annual Maximum Salary
(Chief Communication Officer	\$17,951.	\$18,701.	\$19,447.
Communication Officer	13,125.	14,043.	14,963.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by Temporary President Johnson by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

Temporary President Johnson: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 21, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING PERMISSION TO PASSIAC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 603 WILSON AVENUE, NEWARK, NEW JERSEY, 07105, TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A UTILITY TUNNEL AND TWIN CONDUITS CROSSING DOREMUS AVENUE AT A DEPTH OF NOT LESS THAN 9.0 FEET BELOW THE ROADWAY SURFACE, ALL WITHIN A 40.363 FOOT EASEMENT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Passaic Valley Sewerage Commissioners to construct and maintain at its own expense and cost, a utility tunnel and twin conduits crossing Doremus Avenue at a depth not less than 9.0 feet below the roadway surface all within a 40.363 foot easement as shown on a drawing entitled "Secondary Facilities at Newark Bay Pumping Station, Newark, New Jersey, effluent facilities", dated January 1977 and a description of proposed easement for utility tunnel and twin conduits, dated July 31, 1978, and prepared by Charles A. Manganaro Consulting Engineers, 79 Madison Avenue, New York City, New York.

Section 2. That the easement is more fully described as: BEGINNING at a point in the westerly right-of-way line of Doremus Avenue (75' wide), said point being distant 542.496' along the westerly right-of-way line of Doremus Avenue on a course south 24 degrees 01 minutes 15 seconds west from the southerly line of Wilson Avenue, and from thence running;

1. North 87 degrees 08 minutes 00 seconds East, 84.091 feet to a point in the easterly right-of-way line of Doremus Avenue; thence
2. Along the easterly right-of-way line of Doremus Avenue South 24 degrees 01 minutes 15 seconds West, 40.363 feet to a point; thence



3. South 87 degrees 08 minutes 00 seconds West, 84.091 feet to a point in the westerly right-of-way line of Doremus Avenue; thence
4. Along the westerly right-of-way line of Doremus Avenue North 24 degrees 01 minutes 15 seconds East, 40.363 feet to the point and place of beginning.

Section 3. That such permission be and is hereby given upon the condition and provision and the said Passaic Valley Sewerage Commissioners its successors and assigns, shall during the continuance of this easement, indemnify and save harmless the City of Newark, its officers, agents and servants, from any claims whatsoever, arising from or by reasons of the installation, location, maintenance or the existence of tunnel and conduits in the above described 40.363 feet wide easement in Doremus Avenue and shall assume, on behalf of the City, the defense of any action at law or in equity which may be brought against the City upon such claims.

Section 4. That in addition to the aforesaid Indemnity Agreement, Passaic Valley Sewerage Commissioners, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect, paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000.00, covering bodily injury and property damage per occurrence, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as insured, as well as a written agreement covering the indemnification clause in Section 3, shall be filed with the City Clerk prior to commencement of easement. Said insurance shall not be subject to cancellation or change until sixty (60) days after the City Clerk has written notice thereof, as evidenced by return receipt or certified or registered letter. In the event the properties, or any part hereof, that are connected by the easement do not remain in the ownership of Passaic Valley Sewerage Commissioners, the City shall be given notice thereof, and should the City find and determine that the use to which the aforesaid easement may be put may increase the fire hazard at the premises or affect the liability of the comprehensive coverage, then the City may require the owner of the easement to alter the terms of insurance as called for under this section.

Section 5. That such permission be and is hereby given upon the condition Passaic Valley Sewerage Commissioners, shall file with the City of Newark its written acceptance of the provision of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark, the amount and cost and expense to the City for all official publication of this Ordinance, as well as a recording fee for the agreement of easement.

Section 6. Passaic Valley Sewerage Commissioners shall furnish the appropriate departments of the City of Newark with copies of plans and specifications for the construction of tunnel and conduits, for review at and where in the opinion of the Consulting Engineer of the PVSC, any suggestions made by the City of Newark are practicable and consistent with intended use, they shall be incorporated in the plans and specifications, and upon completion of the work, shall restore the street surface to its prior condition consistent with the final plans and the agreement.

Section 7. That such easement is subject to all State Laws and City Ordinances governing the said installation, maintenance and use of utility tunnel and conduits.

Section 8. That Passaic Valley Sewerage Commissioners shall be responsible for the repair of and/or damage to paving, existing utility lines, etc., arising from the construction or maintenance of their facilities in the easement area.

February 7, 1979

Section 9. That in the event the tunnel and/or conduits in said easement area are not used by either Passaic Valley Sewerage Commissioners or by its successor in title, then the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City. Upon the cessation of use of the tunnel and/or conduits the Passaic Valley Sewerage Commissioners, its successors and assigns, shall remove the facilities and revert the easement to its original conditions.

Section 10. That so long as the tunnel and/or conduits permitted by this easement remain in existence, the obligations and performances hereunder shall run with the land and shall be binding upon Passaic Valley Commissioners and upon all subsequent owners of the properties connected by the easement.

Section 11. The Corporation Counsel of the City of Newark is to set forth the terms of this Ordinance in an agreement to be executed by the Director of the Department of Engineering on behalf of the City of Newark and attested by the City Clerk who shall affix the City's seal thereto. A fully executed copy of said agreement after delivery of the original to Passaic Valley Sewerage Commission shall be filed in the Office of the City Clerk by the Director of Engineering. The City's Corporation Counsel may require the Passaic Valley Sewerage Commission to be a party to said Easement Agreement.

Section 12. That for the rights and privileges herein granted, said beneficiary, Passaic Valley Sewerage Commissioners shall pay to the City of Newark the sum of Five Thousand Dollars and No Cents (\$5,000.00) upon the execution of the Agreement of Easement.

Section 13. That a copy of the aforesaid drawings, entitled "Secondary Facilities at Newark Bay Pumping Station, Newark, New Jersey, effluent facilities", dated January 1977, and description of proposed easement for utility tunnel and twin conduits, dated July 31, 1978, prepared by Charles Manganaro Consulting Engineers, 79 Madison Avenue, New York City, New York, is affixed and made a part hereof.

Section 14. This Ordinance shall take effect upon adoption and publication in accordance with Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 7, 1979

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT DEEDS FOR SIX SPECIFIC PROPERTIES IN THE CITY OF NEWARK, NEW JERSEY, FOR ONE DOLLAR EACH FROM THE SECRETARY OF THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, PROVIDED THE TITLE TO EACH PROPERTY IS CONVEYED IS MARKETABLE IN THE OPINION OF THE CORPORATION COUNSEL.

WHEREAS, pursuant to City Council Resolution 7Rca of January 19, 1977 the Mayor of the City of Newark entered into an agreement with the Department of Housing and Urban Development (hereafter referred to as HUD) to carry out an Urban Homesteading Program; and

WHEREAS, said agreement provided for the transfer of HUD owned property for the nominal consideration of \$1.00 for use in the Urban Homesteading Program of the City of Newark, pursuant to Section 810 of the Housing and Community Development Act of 1974; and

WHEREAS, by virtue of said agreement, HUD did carry to the City of Newark, by deeds recorded on March 8, 1978 in the Office of the Essex County Register, the following properties, which deeds have not been formally accepted by the City of Newark, namely:

<u>ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>	<u>BOOK</u>	<u>RECORDATION</u>	<u>PAGE</u>
364 Seymour Avenue	3594	10	4597		779
94 Schley Street	3072	78	4597		781
238 Schley Street	3733	86	4597		775
69 Goodwin	3620	4	4597		783
553-13th Avenue	1794	32	4597		777
654 So. 20th Street	352	37	4597		785

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City of Newark accept from HUD the deed already recorded as foreshald, for each of the above mentioned properties, provided that a marketable title, respectively to each property, in the opinion of the City's Corporation Counsel, has vested in the City of Newark.

2. That Copies of the aforementioned recorded deeds which are also on file in the Office of the City Clerk of the City of Newark, and which in each instance contain a metes and bounds description, may be examined during regular working hours at the Essex County Hall of Records or at the Office of the City Clerk.

3. This Ordinance shall take effect after final passage and publication in accordance with the Laws of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

February 7, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage.

AN ORDINANCE APPROVING THE PURCHASE OF PREMISES COMMONLY KNOWN AS 294-308 AVENUE P, BLOCK 5060, LOT 138, NEWARK, NEW JERSEY, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-5. (\$77,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Director of Engineering Zach met with the Council December 19, 1978)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting response to questions posed by the Municipal Council from the Business Administrator was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Municipal Council indicating at the last Council meeting he made comments regarding the lack of effective organization of Newark City Government. At that time he asked the Council Members to study the City Charter and take appropriate steps to bring the governmental organization into conformance with its provisions. The speaker cited several instances which indicates there is lack of communication, coordination, lack of clear definition of responsibility and certainly less than diligent responsible supervision

February 7, 1979

in various City agencies. The Newark City Charter providing for Mayor-Council government was adopted in 1954. Unfortunately, the government of the City of Newark has never been truly and completely organized and administered in conformance with the provision of the Charter. It was hoped that this Council and Administration would correct this situation, however, on the contrary the Council has not accepted its responsibility, Administration continues to ignore the Charter.

6-HC-b.            MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating what he considers the job of an elected official and if they are doing their job. The speaker questioned the leadership of the City of Newark.

A motion to permit Ms. Adrienne Davis to be heard on "Hearings of Citizens" was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-c.            MS. ADRIENNE DAVIS, ADMINISTRATOR OF NORTH WARD EDUCATIONAL AND CULTURAL CENTER, 418 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out that the North Ward Educational and Cultural Center was established in 1971 and has grown to include program operations in more than 15 areas. Their aim and purpose is the stabilization of the community in which they live and work. They seek to do this by enhancing the quality of life for all residents. The speaker pointed out the various programs offered at the center.

The following speakers addressed the Municipal Council with respect to the North Ward Educational and Cultural Center pointing out what this Center has done for them and their community and indicating they are ready and able to work with the Council and have their respect and will join with the Council to solve any problem no matter how large.

6-HC-d.            MASTER STEPHEN GIST, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.

6-HC-e.            MS. LORAIN CASLAE, 495 ROSEVILLE AVENUE, NEWARK, NEW JERSEY.

6-HC-f.            MR. KENNY LAURICH, 288 SUMMER AVENUE, NEWARK, NEW JERSEY.

6-HC-g.            MR. STEVE SANGEMINO, 69 PECK AVENUE, NEWARK, NEW JERSEY.

6-HC-h.            MS. THERESA POPIOLEK, 138 GARSIDE STREET, NEWARK, NEW JERSEY.

February 7, 1979

- / 6-HC-1.            MR. JOHN MAZZIOTTI, 583 SUMMER AVENUE, NEWARK, NEW JERSEY.
- / 6-HC-1.            MR. ROCCO PALMISANO, 238 CLIFTON AVENUE, NEWARK, NEW JERSEY.
- / 6-HC-k.            MS. ETHEL MOLINELLI, 444 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.
- / 6-HC-1.            MR. STEPHEN N. ADUBATO, 744 HIGHLAND AVENUE, NEWARK, NEW JERSEY.

The children from the North Ward Educational and Cultural Center presented the Members of the Municipal Council with gifts made at the Center.

President Harris on behalf of the Municipal Council thanked the youngsters and congratulated them on the wonderful job that is being done at the North Ward Educational and Cultural Center.

Mr. Stephen Adubato, Executive Director of North Ward Educational and Cultural Center presented each Member of the Council with a cap as a token of appreciation for their support of the Center.

President Harris recognized Assemblyman Michael Adubato who was present in the audience.

Councilman Carrino thanked everyone for coming down today and he is sure whether they are a representative of the North Ward, East, West, South, Central or at Large, it is very gratifying to have people come down in a positive manner once in a while, especially in light of the fact that the other 52 meetings most of the time turn out to be other than peaceful and tranquil. He feels it is good that there was a storm today because it was a little more difficult to get people here and he personally wanted to thank them for coming down. The Council takes their presence as a show of support to know that living in a City such as Newark, any big City in the United States, every day there are crises and every day there are problems but when you see people come down here to show the Council they are going to stick it out with them and have faith when sometimes things go wrong and other times things go right.

Councilwoman Villani indicated she would like to add her words to Councilman Carrino's. They are very proud to have these people here today with the weather the way it is. It shows the kind of calibre they are, they made a commitment, they wanted to be here and to be heard. They make their Director very proud of them. It makes her realize that there is something very special that he is giving them for them to be here today. A long time ago she had her misgivings about Steve Adubato and did not see eye to eye but one day was extremely important to her and it was a turning point for her and she

February 7, 1979

realizes the contribution he was making to his community and that was the day after the fire. If you recall the despair the Adubato's felt, she went their to make a condolence call and she will never forget the seniors, with tears in their eyes saying "where will we go this is our home" and she realized then what Steve Adubato and his family were all about and from then on she has joined forces with him and wants to compliment them because they are giving something special to the City and the City is giving it back to them through the great programs they are enjoying through the Center.

Councilwoman Villani thanked them for the bouquet of flowers they presented her.

Councilman Grant said what we have witnessed today is a tribute to our North Ward Councilman, Anthony Carrino. What he has observed and witnessed is an extension of his leadership and concern for the persons of his Ward. Not only is Councilman Carrino a politician but an educator as well. He thinks as a result, there is no doubt of communication in the area of education, it is no wonder why some of their projects concerning education have been so successful, especially to the young people, who demonstrated such a forthright spirit of aggressiveness in making it known to the Council what they have done. He would like to say to them, to the middle aged people and to the experienced citizens, may they live as long as they want and may they never want as long as they live.

Councilman Bottone thanked all the people for the gifts that they brought to the Council.

Councilman Tucker said the kind of programs they have at the North Ward Educational and Cultural Center provides an example of what he hopes will take place not just in the North Ward but in all the Wards. He knows as Councilman-at-Large, he has had occasion to visit different wards throughout the City, worked with different community groups on different issues. He thinks there are many, many positive things about the City of Newark and the North Ward Educational and Cultural Center is clearly in his mind A One. He hopes the kind of leadership that they provide in the North Ward Educational and Cultural Center will be duplicated in regard to all Wards of the City because he thinks that is the kind of positive image that is going to provide the faith and the hope that will rebuild the City of Newark.

Councilman James noted the South Ward has Mrs. Mary Burch of the Leaguers which already has extended hands working together not only for the young, the senior citizens but the City as a whole. He said the American flag, the red stands for the blood of our men that died, making it possible for all of us to be here today.

February 7, 1979

Councilman Martinez said he is in total agreement with what his colleagues have stated and thanked the North Ward Educational and Cultural Center.

Councilman Johnson agreed with his colleagues and thanked Members of the North Ward Educational and Cultural Center for the nice warm gift which he will be using. The Adubatos' and the Johnsons' go back a long time. He has been working with Steve Adubato and wants to say to the North Ward Educational and Cultural Center is definitely an outstanding program of any type in the country. He is so impressed by it that he will shortly be consulting him to be his consultant as they kick off the Central Ward Educational Center.

A motion to permit Mr. Victor DeLuca and Mr. Fred Natal to be heard on "Hearings of Citizens" was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-m.

MR. VICTOR DE LUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, representing the Newark Coalition for Neighborhoods noted two months ago, the Newark Coalition for Neighborhoods presented a proposal to the City, Mayor's Policy and Development Office, at the final public hearing on HCDA funds. This proposal would set up a City-wide program dealing with prevention and arson. The tragic events of the past few weeks shows us that the City must reconsider our proposed program. Any real program for arson and fire protection and fire prevention must include the following: The City must work with tenant and neighborhood groups to prevent the deterioration of buildings to the point that it is attractive to burn down, arson. We need strict code enforcement and good maintenance both on private and City-owned buildings. There needs to be research done on building ownership and landlords who have a track record of arson or fires in the buildings both within Newark and other cities. The City must also work with tenant and neighborhood groups to develop comprehensive housing plans for areas which are targeted for redevelopment in order to prevent unnecessary deterioration and keep the areas from becoming arson prone. The Fire Department must work with insurance companies to develop better systems to stop arson, to cross-check research on building ownership and sales, to pool information and analyze statistics and to develop access to fire records. The Fire Department must also work with tenant and neighborhood groups to develop a meaningful fire prevention education program.

The speaker added the Newark Coalition for Neighborhoods stands ready to work



in this matter. They are calling for a planning meeting with the City Council and the Administration next week to discuss details of a workable arson and fire prevention program throughout the City. They feel that only through our joint efforts will fire death and destruction be stopped.

6-HC-n.

MR. FRED NATAL, 140 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, IN BEHALF OF ST. COLUMBA NEIGHBORHOOD CLUB, 9 SOUTH STREET, NEWARK, NEW JERSEY, read a statement as follows: "Basically we wanted to give you some idea of what happened in the two previous weeks where these four children died and the adult died. On January 11, 1979, 30 East Kinney Street was condemned by code enforcement. On the following day, January 12, 1979, eviction notices were handed to the tenants giving them 24 hours to move.

"On January 26, 1979, Rosalie Rivera a member of the Board of the Club of St. Columba Neighborhood became aware of the problem. On that day the families were visited by Jose Adames, staff member of the Club and Rosalie Rivera a Member of the Board. What did they find? They found out (from Doña Paula), the grandmother of the four children that died, that in the intervening two weeks between January 12, 1979 when they were given 24 hours to move and January 26, 1979 the tenants had been under constant harassment by the City to leave that building but had no assistance. Doña Paula complained that day in and day out, people kept coming to them, telling them that they were going to lock the front door and that they had better leave because of the possibility of fire. I have to take an aside here, yesterday I was talking to a friend of mine about the situation of what happened and he said the power of suggestion is a terrible thing.

"During the intervening period of two weeks from the 12th to the 26th of January the tenants had been desperately searching for apartments but because of the many children that they had, had not been able to find a place.

"Another problem that the tenants had was also a lack of money since that was the latter part of the month and the families are on welfare.

"On the following Monday, January 29th, Members of the Club called the responsible City agencies to find out what could be done. One problem was a lack of funds so we inquired regarding relocation benefits. The Relocation Office told us that they didn't have the case in their file, call Mr. McGinley from Code Enforcement, who told us that there were no funds and that the Welfare Department had promised to pay one month's rent if the tenants were able to find apartments. Mr. Thomas from Surplus Property told us that the Relocation Office did not want to take the case. Mr. Thomas mentioned fire three times in our conversation. Later we found out that individuals had called Deputy

February 7, 1979

Mayor Añeses to warn him about fire. In view of the fact that during the intervening period of two weeks, practically nothing had been done to assist these families except to get the Welfare Department to pay one month's rent. We find that for all intents and purposes the individuals and agencies responsible for providing assistance to these families are guilty of criminal negligence.

"By January 31st the problem was still unclear. This was on a Wednesday. All we had gotten was the typical runaround.

"In the meantime two families had been able to secure apartments at 224 Broad Street with the assistance of a friend. That happened on Tuesday, the 30th. At the same time Deputy Mayor Añeses accused the families of not wanting to move in the Spanish press El Diario saying the problem was that the families did not want to pay rent. This is clearly a case of the individuals and agencies responsible attempting to pass the buck and in an unjust reprehensible manner trying to hide their incompetence by blaming the victims.

"It was only on January 31st (Wednesday), two and one half weeks after the tenants had been given 24 hours to move that a list of 7 apartments was shown to members of the Club that went to City Hall. This list was hastily made and is dated January 31st. The tenants did not officially get copies of the list until Friday, February 2nd. On that date the Club called for an emergency meeting for the following Sunday.

"On that Sunday we met to see if we could help. However, by 9:00 P. M. that Sunday night, it was too late. Four children and one adult lay dead.

"Right now countless numbers in our area are living with the same problem and under the same threat. We beg you to please take some action to prevent this situation in the future.

"We found out that the agencies and individuals in the responsible agencies did not take effective action to prevent this tragedy.

"We found out that the only way to deal with this problem is for the responsible individuals in the different agencies to come together with community people in order to develop a process to deal with the problem. In terms of our demand for an Emergency Committee for Relocation-We are not asking for money, we are not asking for jobs; we are not asking for programs. Like in the past people have benefited and taken advantage of tragedies. We are simply asking for the Directors of the different agencies which are highly paid to sacrifice a couple hours a week to meet with a committee from the community in order to find out how to deal with the problem. After all that is what they are being paid for.

February 7, 1979

"We need some coordination between the agencies and the people. We need to develop an effective process of relocation. If this does not occur the lack of coordination and planning that caused Sunday's tragedy will keep occurring. This is the least that the City of Newark can do. There is nobody that can help us except you. We need your help."

The speaker indicated they started collecting donations. They have only been able to get \$700. but that some people are still without apartments and they are doing everything they can but they are working in the dark and really need some action to be taken.

Councilman Tucker stated he had intended to make as a motion today, prior to the press release that the Prosecutor is now investigating the issue, to have a Council Committee hold hearings as to what has taken place with regard to this particular incident. He has been involved in the past in regard to attempting to force the City Division of Surplus Property to relocate people and he has been in conversation with Mr. Carmine Villani in regard to this and also Mr. Thomas. He is of the opinion that we should intervene in their behalf since the Prosecutor is currently investigating for criminal charges. His concern on the matter is that we at least as the Council are aware of what the City's response has been. He thinks the Prosecutor can deal effectively if there has been criminal negligence in that regard, but he thinks we need to know as the City Fathers what action did the City take or did not take in order to meet the particular need.

Councilman Tucker remarked Councilwoman Villani and he have called for a meeting on the 27th of February. This meeting is specifically called for the whole concept of relocation. He doesn't know whether or not we need a special forum outside of that original forum that has been provided on the 27th because the 27th meeting is supposed to try to crystalize the whole question of relocation not just in regard to condemnation, but relocation also for when the City develops housing. Most of us are aware of the fact that under Section 8, under which most of the housing rehabilitation is taking place in our City, there is no requirement of relocation. So on the 27th, he thinks that might very well be the forum to deal with the whole question of relocation assistance.

Councilman Tucker said his concern, and maybe it would be better to just ask the Council, would we be pre-empting the Prosecutor in his investigation if we set up a special committee of the Newark Municipal Council to review the Municipal response to this whole incident. If we could just get some clearance from the Corporation Counsel as to whether or not we could in effect do that. He thinks we need to do it if we do not have any kind of legal barrier standing in our way.

February 7, 1979

Councilman Tucker continued he wanted to get clarification from the Corporation Counsel as to whether or not we can investigate this matter or does the Prosecutor's investigation pre-empt any kind of action that we would take because that's a key point.

Assistant Corporation Counsel Scola replied you can investigate it. The Prosecutor is looking for criminal violations, you're not looking for criminal violations. You're looking to improve City services. You can investigate it.

President Harris stated Councilman Grant is the Chairman of the Investigative Committee and this committee has the power to get any information from City employees that they see fit, they so desire, and if necessary, to use subpoena powers which reside within our powers.

Councilman Grant replied the special Investigation Committee of the Municipal Council certainly will be calling a special meeting relative to the situation surrounding the fire on East Kinney Street. What he started to say before was he wanted to offer his congratulations to both Mr. Natal and Miss Rosalie Rivera, having worked with Miss Rivera in the past and knowing of her concern for the community. He thinks the kind of things that they have done thus far to aid the stricken families is certainly commendable, but they may rest assured that this Body will certainly launch an investigation into all matters surrounding the fire on East Kinney Street and will make the results of that investigation public.

Councilman Carrino pointed out a very important item was left out of this letter and he thinks that also has to be addressed aside from cooperation with City agencies about what's not being done. There's going to have to be a tighter cooperation between the community and the City agencies such as the Police and Fire Departments. Now as bad a condition as this building was in, those people would still be alive if somebody didn't set a fire in that building. So, we're not condoning the operation of the City as far as the relocation efforts or the lack of effort is concerned, but certainly we can't allow people to go into neighborhoods, set fires for profits, insurance, whether its vandalism, or whether its just irresponsible people just wanting to set fire without the people in the community starting to get more and more involved and working with the different agencies of the City. The deaths that have occurred in Jersey City, Hoboken and Newark have all been traced down to arson. Now we could give you an example. We have two people, two families from that East Kinney Street address who were fortunate enough to move before the incident occurred so they moved to 224 Broad Street. What's to stop the same thing from happening at 224 Broad Street a month from now, whether or not the building is in good shape or there are code violations. There has to be cooperation

February 7, 1979

between the people in the City of Newark and the law enforcement agencies to stop this arson and there has to be less suspicion of the Fire and Police Departments because somebody that is setting the fire might be from the community or a friend of somebody. We're dealing with people's lives now and unless that cooperation takes place along with this investigation we're not going to solve any problems because all we're doing is telling people to get out before it happens. If we solve the whole mechanism of getting them to someplace else we still have not solved the problem of someplace else burning and he thinks that has to be part of the whole thing and he hopes that we can work together on that because certainly its happening in all of our areas where there is deterioration and problems.

Councilman James stated in recognizing the remarks of Councilman Grant, he is quite sure that the committee which he Chairs will investigate the process of condemnation, eviction and relocation and this whole bureaucratic maze which is creating problems. He is also glad to hear Councilman Carrino talk about the criminal element because as Newark is now entitled the Arson City of the State of New Jersey, individuals, and what have you, we have a crisis and of course the Council President has talked about even trying to find or identify some funds which could be used as a reward incentive for anyone who is knowledgeable of anyone who would deliberately go out there and set a fire. What he would like to do though, under Motions, listening to the speaker before, even today he is crying out for fiscal assistance and also for relocation assistance. He thinks it would be proper under Motions, to ask the Business Administrator to immediately assign someone to the group who could assist them through the red tape that involves City Government because the other matters will be somewhat time consuming but he thinks they need help now and we ought to reach out by way of Motions to the Business Administrator if someone could be assigned to this group to sort of direct them to give whatever services are available not only to the Municipal Government but the Red Cross, the Salvation Army and all the volunteer groups that would like to provide clothing, money and other assistance.

President Harris noted Mr. Weiss is here from the Business Administrator's Office. He requested the printed statement that we have in our possession appear verbatim in the minutes of this meeting. It's very unfortunate what has taken place in the City and he cannot figure out what transpires in people's heads for them to go out and create a fire to kill their fellow man. He has a resolution that's going to be done in steps. It's going to be done under Motions today and it will be followed up. He has directed the City Clerk's office to prepare a resolution and to move to put into a pot \$50,000. that will be

February 7, 1979

held by the Police Department and the Fire Department with a reward of \$1,000. for every arsonist that we catch in the City of Newark who is trying to set fire to burn people out and he hopes and prays we spend every one of the \$50,000. if necessary, and that we get them all and that we are going to tell our judges we want them to throw the key away when they deal with them.

Councilman Tucker remarked a meeting has been set for the 27th of this month dealing with the whole problem of relocation. He is of the opinion that that might very well be the more viable form to deal with the question that was raised by Mr. DeLuca and also Mr. Natal in regard to relocation assistance because what it boils down to is the City, by State statute is obligated to provide relocation assistance and he thinks we discussed this at our pre-Council meeting. The problem is that at this point in time there is no process to deal with that. He is hopeful that we don't confuse the two issues. One, obviously is relocation in regard to the immediate needs of the families who have been displaced by the fire and the other one is long term which is that the City has got to establish a process of relocation and that that process of relocation should be well known to all citizens throughout the City when we are dealing with condemnation and also relocation based on Section 8.

Councilman Martinez said he understands that we're going to have our committee investigate, not only should they investigate 28-30 East Kinney Street, but also they should invite the arson squad to present testimony of other arsons that have been committed in the City of Newark, where arrests have been made by perpetrators who have admittedly set fires, appeared before a Judge in the City of Newark and the case was dismissed. It is currently being heard by a Grand Jury because these same individuals set another fire somewhere else. We are also dealing with the immediate fact of relocation, which is what the committee is looking for. Director Morgan has indicated that only those persons who moved out prior to the fire are eligible for relocation. Those people that were burned out and are still alive, fortunately, are not eligible for relocation and he thinks that is one of the prime concerns of the St. Columba group at this time. Here we have a tragedy that has occurred. People have been burned out and the City is saying to them they are not eligible for relocation, yet those that have moved prior to the fire are eligible for relocation. He thinks that Director Morgan and Business Administrator Buck and someone from the Law Department should meet no later than the end of this week to see if relocation funds can be made available for those people that we feel are entitled to it. According to the Law Department they are not

February 7, 1979

entitled to relocation funds. If that is the opinion of the Law Department, he thinks it should be expressed to the people here and to the group. He thinks the group's main concern is they are interested in assisting those people who have their problems right now. He is sure we're not going to go into immediate concerns in other areas or other problems at this point. We all know that Code Enforcement is serious. We all know that we can't put a policeman in every home to stop some nut who is going to burn a house down or shoot his wife, or brother or someone in the family. We all know that crimes of passion like this are committed and it's not going to be stopped by the Police Department. He thinks our primary concern at this point is to relocate these disadvantaged people and attempt to expose some sort of concern for them now.

Councilman James pointed out Mr. Weiss, from the Business Administrator's Office should secure names and telephone numbers so when our Motion is passed later on he could serve as liaison person to provide the Business Administrator with the individuals' names and telephone numbers so he can immediately contact them, because if we do not have administrative personnel from the City who are going to be assigned to work with them, they will continue to experience this bureauratic maze. He requested Mr. Weiss to secure names, telephone numbers, so when the Motion is carried, the Business Administrator would be guided by the information that he has.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO PHILLIPS MFG. CO., INC., 190 EMMETT STREET, NEWARK, NEW JERSEY, 07114, THE SUM OF \$2,558.35 DUE TO PAYMENTS MADE ON WATER ACCOUNT NO. 07-357-2500-00 FOR 214 ASTOR STREET, NEWARK, NEW JERSEY, WHICH BUILDING HAD BEEN DEMOLISHED AND WATER METER REMOVED. ADDITION TO EXISTING BUILDING SUBSEQUENTLY CONSTRUCTED, BUT WATER SERVICE WAS TIED INTO EXISTING WATER METER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TEN (10) HORSES AND OTHER RELATED STABLE EQUIPMENT AND SUPPLIES TO HIGHEST RESPONSIBLE BIDDERS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW 40A:11-36; SAID MONIES RECEIVED FROM SALE SHALL BE DEPOSITED IN

February 7, 1979

GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$45,000., SAFE AND CLEAN NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$45,000., SAFE AND CLEAN NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION ACCEPTING BID OF KWI NAM CHANG TO LEASE APPROXIMATELY 225 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES 671 BROAD STREET, BLOCK 51, LOT 59, NEWARK, NEW JERSEY, FOR \$400. PER MONTH, FOR A ONE (1) YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING THE ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:



February 7, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-f.            RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND  
DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE AN APPLICATION WITH THE  
UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT  
BLOCK GRANT (FIFTH YEAR) UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS  
AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING SAID GRANT APPLICATION IN AMOUNT  
OF \$15,673,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a special meeting January 30, 1979)

7-R-g.            RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION  
TO THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS IN AMOUNT OF \$120,000  
TO DEFRAY COSTS OF IMPLEMENTING A WORKABLE RELOCATION ASSISTANCE PROGRAM FOR PERIOD  
JULY 1, 1978 TO JUNE 30, 1979. (MATCHING FUNDS IN AMOUNT OF \$120,000. REQUIRED BY  
CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Health and Welfare Morgan met with the Council February 6, 1979)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-h.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$11,152,639.48,  
URBAN AID.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-i.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$2,000,000.,  
PARKING LOT RECEIPTS TAX.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-j.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$400,000.,  
INDIRECT CHARGES APPLICABLE TO VARIOUS SERVICES RENDERED BY CITY TO FEDERAL PROGRAMS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-k.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,600,000.,  
RENT FROM SURPLUS CITY-OWNED PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilmen James, Martinez.

/ 7-R-l.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" SUM OF \$2,367,739.27,  
PAYMENT IN LIEU.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilmen James, Martinez.

February 7, 1979

7-R-m.RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$6,500,000.,  
PAYROLL TAXES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani,  
 President Harris.

Absent During Roll Call: Councilmen James, Martinez.

7-R-n.RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$108,242.66,  
INTEREST EARNED ON REVENUE SHARING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani,  
 President Harris.

Absent During Roll Call: Councilmen James, Martinez.

7-R-10RESOLUTION DECLARING AN EMERGENCY EXISTS TO "AN ORDINANCE GRANTING PERMISSION

TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW  
JERSEY, 07105, TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A UTILITY TUNNEL AND TWIN  
CONDUITS CROSSING DOREMUS AVENUE AT A DEPTH OF NOT LESS THAN 9.0 FEET BELOW THE SURFACE,  
ALL WITHIN A 40.363 FOOT EASEMENT," BEING FINALLY ADOPTED FEBRUARY 7, 1979 (6-Ph, S & F-a)  
AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE, APPROVAL BY THE MAYOR  
AND PUBLICATION THEREOF.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani,  
 President Harris.

Absent During Roll Call: Councilmen James, Martinez.

February 7, 1979

7-R-p.

RESOLUTION APPROVING DETERMINATION OF CENTRAL PLANNING BOARD THAT CITY TAX BLOCK 4180, LOTS 1 AND 2 ONLY, SPECIFICALLY DESCRIBED IN REPORT OF FINDINGS OF THE CENTRAL PLANNING BOARD PURSUANT TO RESOLUTION 7-R-bn, NOVEMBER 13, 1978, IS A BLIGHTED AREA AS DEFINED IN CHAPTER 187 OF THE LAWS OF 1949 OF NEW JERSEY (N.J.S.A. 40:55-21.1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Absent During Roll Call: Councilmen James, Martinez.

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LARRIE W. STALKS, SECRETARY, CENTRAL PLANNING BOARD, OFFICE OF THE MAYOR AND AGENCIES, FOR PERIOD BEGINNING JANUARY 1, 1979 AND ENDING JUNE 30, 1979. (REGISTER OF ESSEX COUNTY - FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH V. RACIOPPI, SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 31, 1979 AND ENDING JULY 31, 1979. (ASSISTANT COORDINATOR OF DEMOLITION ON A FEDERAL PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-s.

RESOLUTION GRANTING EXTENSION OF LEAVE OF OF ABSENCE WITHOUT PAY TO JOSEPH D. MC GINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 31, 1979 AND ENDING JULY 31, 1979. (WORKING ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

February 7, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-t.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM JEANETTE HENDLER AND GEORGE HENDLER, HER HUSBAND, OWNERS OF PREMISES 160 PENNSYLVANIA AVENUE, BLOCK 2795, LOT 3, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-u.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM FREDERICK HEYECK AND EDNA M. HEYECK, HIS WIFE, OWNERS OF PREMISES 421 SOUTH 7TH STREET, BLOCK 302, LOT 24, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-v.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ROBERT S. STACK AND HELEN STACK, HIS WIFE, OWNERS OF PREMISES 498 SOUTH 14TH STREET, BLOCK 331, LOT 56, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-w.

RESOLUTION REQUESTING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM L & H REALTY CORPORATION, OWNER OF PREMISES 224-226 BERGEN STREET, BLOCK 244, LOT 1, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

February 7, 1979

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-x.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 157 LITTER CANS AND SPARE PARTS - DEPARTMENT OF ENGINEERING AND 26 SCRAP VEHICLES - DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS: PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-y.

RESOLUTION DESIGNATING BUS STOPS ALONG BROAD STREET, SOUTHBOUND ON THE WESTERLY SIDE THEREOF - MARKET STREET (ENTIRE BLOCK) BETWEEN THE NORTHERLY PROPERTY LINE OF MARKET STREET AND THE SOUTHERLY PROPERTY LINE OF BANK STREET; ALONG MT. VERNON PLACE, WESTBOUND ON THE NORTHERLY SIDE THEREOF - BETWEEN MANOR DRIVE AND TUXEDO PARKWAY (MID-BLOCK) BEGINNING 96 FEET EAST OF THE EASTERLY CURBLINE EXTENSION OF MANOR DRIVE AND EXTENDING 150 FEET EASTERLY THEREFROM; FURTHER AMENDING RESOLUTION 7-R-c, JULY 2, 1963, BY DELETING ALONG BROAD STREET, SOUTHBOUND ON THE WESTERLY SIDE THEREOF - MARKET STREET (NEAR SIDE) BEGINNING AT THE NORTHERLY PROPERTY LINE OF MARKET STREET AND EXTENDING 160 FEET NORTHERLY THEREOF.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-z.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.) TO LUCIA CARMELA D'ANGELLA FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT

OF \$75. PAYABLE TO MR. MARTIN BERGER, 980 - 18TH AVENUE, NEWARK, NEW JERSEY, FOR DAMAGE TO HIS VEHICLE BY DIVISION OF SEWER'S TRUCK OWNED BY CITY ON OR ABOUT FEBRUARY 8, 1978.

(INSTITUTED SUIT AGAINST CITY IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT OF \$533.24 FROM

MR. TOMASA BORREAO AND HIS ATTORNEY, HENRY S. BUCHANAN, FOR DAMAGES TO CITY OF NEWARK VEHICLE DRIVEN BY MR. CARMINE COPPOLA WHICH WAS INVOLVED IN ACCIDENT WITH MR. BORREAO;

FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO MR.

TOMASA BORREAO, C/O MR. HENRY S. BUCHANAN, 60 PARK PLACE, NEWARK. (CITY OF NEWARK

INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$500.

PAYABLE TO CONSTANTINA POULAKOS AND HER ATTORNEYS, ADAM, ADUBATO, TAFRO AND CONNELLY,

76 SOUTH ORANGE AVENUE, SOUTH ORANGE, NEW JERSEY, FOR REMOVAL OF CERTAIN PLYWOOD FROM

PREMISES 92 SUSSEX AVENUE, OWNED BY MS. POULAKOS, WHICH HAD BEEN INSTALLED AT THE

DIRECTION OF NEWARK FIRE DEPARTMENT TO COMPLY WITH APPROPRIATE FIRE REGULATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-bd.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 120 JUNK VEHICLES, IN THE POSSESSION OF THE POLICE DEPARTMENT, MOTOR VEHICLES FOUND ABANDONED AND UNCLAIMED; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT IN AMOUNT OF \$325. FROM TRANSPORT OF NEW JERSEY, FOR DAMAGES TO POLICE VEHICLE, DRIVEN BY POLICE OFFICER ALFRED J. CUZZI WHICH WAS INVOLVED IN ACCIDENT AT 369 SPRINGFIELD AVENUE WITH TRANSPORT OF NEW JERSEY VEHICLE DRIVEN BY DOUGLASS JONES; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO TRANSPORT OF NEW JERSEY C/O WALTER S. CRAMER, THEIR ATTORNEY, 180 BOYDEN AVENUE, MAPLEWOOD, NEW JERSEY. (CITY OF NEWARK INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$125. TO LUCY SCOTT, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO HER VEHICLE WHICH WAS PARKED AT CURVE AT GOLDEN STREET WHICH WAS STRUCK BY TRUCK OWNED BY CITY OF NEWARK WHICH HIT A SNOW BANK AND CAUSED CITY TRUCK TO HIT PLAINTIFF'S CAR. (INSTITUTED SUIT IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT)



February 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman James.

7-R-bg.

RESOLUTION ACCEPTING \$35,000. FROM EMPIRE REALTY COMPANY AS COMPLETE SETTLEMENT OF OUTSTANDING WATER ACCOUNTS ON PROPERTY LOCATED AT 54, 56 AND 78 PARIS STREET, IN AMOUNT OF \$51,995.90, OWNED BY EMPIRE REALTY COMPANY; CITY OF NEWARK INSTITUTED SUIT AGAINST GOLDSMITH LEATHER COMPANY, TENANT, FOR NON-PAYMENT OF OUTSTANDING WATER CHARGES; AS RESULT OF LAWSUIT THEY ENTERED INTO AGREEMENT TO PAY CITY OF NEWARK SAID ARREARAGES THROUGH INSTALLMENT PLAN; GOLDSMITH LEATHER DEFAULTED ON SAID AGREEMENT, DISCONTINUED BUSINESS AND VACATED SAID PREMISES; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO DISCHARGE WATER LIEN OF RECORD ON SAID PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT OF \$2,000. FROM WILLIAM M. CHASE AND ELIJAH SIMMONS AND THEIR RESPECTIVE ATTORNEYS, FOR DAMAGES TO TRAFFIC SIGNAL BOX AND FIRE HYDRANT LOCATED AT INTERSECTION OF WASHINGTON STREET AND BRANFORD PLACE, WHEN MR. CHASE AND MR. SIMMONS WERE INVOLVED IN ACCIDENT; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO MR. CHASE AND HIS ATTORNEYS PANTAGES, SELLAR, RICHARDSON AND STUART AND MR. SIMMONS AND HIS ATTORNEYS, CONNELL, FOLEY AND GEISER. (CITY OF NEWARK INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

7-R-bi.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$1,000.

PAYABLE TO FELIPO AND DIGNA RIVERA AND MITCHELL GLUCKSMAN, ESQ., 786 BROAD STREET, NEWARK,  
IN FULL AND COMPLETE SETTLEMENT OF ALL CLAIMS HEREIN UPON RECEIPT OF ALL DOCUMENTS  
DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO THEIR PROPERTY AT 1093 BROAD  
STREET BY NEWARK DEMOLITION TEAM WHILE DEMOLISHING 1095 BROAD STREET. (INSTITUTED SUIT  
IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$43.61

TO MRS. ZERA HARMON, 92 MAPLE AVENUE, NEWARK, NEW JERSEY, FOR DAMAGES TO MRS. HARMON'S  
VEHICLE BY SANITATION TRUCK, DRIVEN BY MR. CLEVE RHYNES, WHILE PLOWING HANSBURY AVENUE  
NEAR MAPLE AVENUE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT, SMALL CLAIMS  
DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-bk.

RESOLUTION AUTHORIZING TRANSFER OF 1978 RESERVE APPROPRIATION, FROM UNCLASSIFIED  
PURPOSES, OTHER EXPENSES, PUBLIC ADMINISTRATION, INTERNSHIP PROGRAM-\$10,000. TO DEPARTMENT  
OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, OTHER EXPENSES, SERVICES BY  
CONTRACT OR AGREEMENT, NON-BIDDED PROFESSIONAL CONSULTANTS AND SERVICE-\$10,000.; PURSUANT  
TO N.J. 40A:40-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

February 7, 1979

7-R-b1.

RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTY AT 179½-183 PENNSYLVANIA AVENUE, BLOCK 2789, LOTS 40, 41 AND 42 AND 1249-1250 BROAD STREET, BLOCK 2789, LOT 6, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (EVON INDUSTRIES, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting additional appraisal on said property was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-bm.

RESOLUTION AMENDING RESOLUTION 7-R-v, JUNE 26, 1978, CONTRACT WITH HARRY TAFF, M.D., BY CHANGING ACCOUNT NUMBER FROM 211 TO 141, ARTICLE VII, INSURANCE, BE AMENDED IN ITS ENTIRETY, AS STATED IN SECOND AMENDED CONTRACT; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A SECOND AMENDED CONTRACT WITH HARRY TAFF, M.D., FOR PROVISION OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AMENDING RESOLUTION 7-R-t, JUNE 26, 1978, CONTRACT WITH JIACOMO ADESSA, M.D., BY CHANGING ACCOUNT NUMBER FROM 211 TO 141, ARTICLE VII, INSURANCE, BE AMENDED IN ITS ENTIRETY, AS STATED IN SECOND AMENDED CONTRACT; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A SECOND AMENDED CONTRACT WITH JIACOMO ADESSA, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

February 7, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AMENDING RESOLUTION 7-R-w, JUNE 26, 1978, CONTRACT WITH PHILIP EISENSTAT, O.D., BY CHANGING ACCOUNT NUMBER FROM 211 TO 141, ARTICLE VII, INSURANCE, BE AMENDED IN ITS ENTIRETY AS STATED IN SECOND AMENDED CONTRACT; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH PHILIP EISENSTAT, O.D., FOR PROVISION OF OPTOMETRIC SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AMENDING RESOLUTION 7-R-r, MARCH 1, 1978, CONTRACT WITH FRANK GRADONE M.D., BY CHANGING ACCOUNT NUMBER FROM 211 TO 141, ARTICLE VII, BE AMENDED IN ITS ENTIRETY AS STATED IN SECOND AMENDED CONTRACT: FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE SECOND AMENDED CONTRACT WITH FRANK GRADONE, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION RATIFYING CONTRACT WITH MICHAEL GAURNACCI, M.D., FOR PERIOD OCTOBER 3, 1979 TO OCTOBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH MICHAEL GAURNACCI, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM OCTOBER 3, 1978 TO OCTOBER 20, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$468.52. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION RATIFYING CONTRACT WITH JIACOMO ADESSA, M.D., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JIACOMO ADESSA, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$3,582.80. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION RATIFYING CONTRACT WITH PHILIP EISENSTAT, O.D., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH PHILIP EISENSTAT, O.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,149.68. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION RATIFYING CONTRACT WITH FRANK GRADONE, M.D., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH FRANK GRADONE, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$315. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION RATIFYING CONTRACT WITH CARLOS LEAL, M.D., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH CARLOS LEAL, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION RATIFYING CONTRACT WITH JAMES C. BYRNE, D.P.M., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JAMES C. BYRNE, D.P.M., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$4,299.36. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION RATIFYING CONTRACT WITH DAVID KATZ, M.D., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH DAVID KATZ, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$3,582.80. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

February 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION RATIFYING CONTRACT WITH AARON FINKELSTEIN, M.D., FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH AARON FINKELSTEIN, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,866.24. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME, 1155 PLEASANT VALLEY WAY, WEST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BID RECEIVED, TO PROVIDE KOSHER MEALS FOR THE ELDERLY NUTRITION PROGRAM; FOR AMOUNT NOT TO EXCEED \$80,800.; CONTRACT TO BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT; SAID AMOUNT SHALL BE ENCUMBERED IN 1979 OPERATING BUDGET OF DIVISION OF ELDERLY NUTRITION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR AND PERSONNEL DIRECTOR TO EXECUTE CONTRACTS FOR HEALTH MAINTENANCE COVERAGE WITH CROSSROADS HEALTH PLAN AND THE CENTRAL ESSEX HEALTH PLAN FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979; ALL COSTS ABOVE AND BEYOND THOSE ESTABLISHED BY THE REGULAR CITY PLAN SHALL BE BORNE BY THE OPTING EMPLOYEE

February 7, 1979

THROUGH PAYROLL DEDUCTIONS; FURTHER DIRECTOR OF FINANCE SHALL MAKE PROPER AUTHORIZED PAYMENTS OF BOTH CITY SHARE AND EMPLOYEE SHARE TO CROSSROADS HEALTH PLAN AND CENTRAL ESSEX HEALTH PLAN. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO APPLY TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO UTILIZE UNEXPENDED STATE AID BALANCE OF \$101,971.86 FROM E-67-70 AND E-3F-71 ROADWAY CONSTRUCTION PROJECTS TO PARTIALLY COVER COST OF 1978 STREET LIGHTING BILL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A GRANT AGREEMENT WITH U.S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION TO OPERATE A SUMMER YOUTH PROGRAM IN 1979. (NO FUNDS GRANTED UNDER THIS AGREEMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc. RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE EYE INSTITUTE FOR DELIVERY OF OPHTHALMOLOGICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE EYE INSTITUTE FOR DELIVERY OF OPHTHALMOLOGICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT-\$2,149.68. (AUTHORIZATION TO ENTER INTO CONTRACT CONDITIONED ON PASSAGE OF MUNICIPAL TEMPORARY BUDGET FOR 1979 WHICH CONTAINS



February 7, 1979

ALLOCATION FOR FUNDS WHICH WILL SUPPORT THIS CONTRACT AND RECEIPT BY CITY CLERK OF  
REQUIRED CERTIFICATION FROM MUNICIPAL COMPTROLLER, IN COMPLIANCE WITH N.J.S.A. 40A:4-57)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE EYE INSTITUTE  
FOR DELIVERY OF OPHTHALMOLOGICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD  
JANUARY 1, 1979 TO FEBRUARY 7, 1979; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO  
ENTER INTO AND EXECUTE A CONTRACT WITH THE EYE INSTITUTE FOR DELIVERY OF OPHTHALMOLOGICAL  
SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD FEBRUARY 8, 1979 TO MARCH 31, 1979;  
MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT-\$2,149.68. (CONTRACT AWARDED WITHOUT  
COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))  
(AUTHORIZATION TO ENTER INTO CONTRACT CONDITIONED ON PASSAGE OF MUNICIPAL TEMPORARY  
BUDGET FOR 1979 WHICH CONTAINS ALLOCATION FOR FUNDS WHICH WILL SUPPORT THIS CONTRACT  
AND RECEIPT BY CITY CLERK OF REQUIRED CERTIFICATION FROM MUNICIPAL COMPTROLLER, IN  
COMPLIANCE WITH N.J.S.A. 40A:4-57)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION  
TO THE NEW JERSEY DIVISION OF NARCOTICS AND DRUG ABUSE FOR CONTINUATION OF MULTIPHASIC  
DRUG TREATMENT PROGRAM, FOR FUNDS IN SUM OF \$366,300., FOR PERIOD JUNE 25, 1979 TO  
JUNE 24, 1980; TOTAL OPERATING BUDGET REQUEST FOR PERIOD JUNE 25, 1979 TO JUNE 24, 1980  
IS \$366,300. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

7-R-cf.

RESOLUTION RATIFYING ACCEPTANCE OF FUNDS IN SUM OF \$27,720. FROM THE ESSEX COUNTY OFFICE ON AGING, TO PROVIDE VARIOUS TYPES OF HEALTH SCREENING FOR NEWARK SENIOR CITIZENS, FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 7, 1979; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE ESSEX COUNTY OFFICE ON AGING, ACCEPTING FUNDS IN THE SUM OF \$27,720. FOR PROVISION OF VARIOUS TYPES OF HEALTH SCREENING FOR SENIOR CITIZENS, FOR PERIOD FEBRUARY 8, 1979 TO DECEMBER 31, 1979. (ESSEX COUNTY OFFICE ON AGING-\$27,720., CITY OF NEWARK, IN-KIND MATCH, PERSONNEL-\$14,025., TOTAL-\$41,745.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK, AND PROVIDES ONLY FOR IN-KIND SERVICES, TO SUPPORT PROGRAM'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AMENDING RESOLUTION 7-R-cb, DECEMBER 20, 1978, CONTRACT BETWEEN CITY OF NEWARK AND MOTIVATED ENTERPRISES, INC., TO DELETE FROM "ARTICLE V - STIPULATION" ALL LANGUAGE CONTAINED IN PARAGRAPHS E, F, G, H AND I; ARTICLE VII, INSURANCE, PARAGRAPH A OF CONTRACT AMENDED TO CHANGE REQUIRED COVERAGE AMOUNTS TO \$25,000. PROPERTY DAMAGE; \$300,000. PER PERSON AND \$300,000. PER OCCURRENCE; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH MOTIVATED ENTERPRISES, INC. FOR PROVISION OF SERVICES REQUIRED TO COMPLY WITH SPECIFICATIONS OF HAZARD REDUCTION COMPONENT OF NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, FOR PERIOD DECEMBER 20, 1978 TO APRIL 30, 1979; MAXIMUM SUM TO BE PAID FOR PERIOD DECEMBER 20, 1978 TO APRIL 30, 1979 SHALL REMAIN AT \$29,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE EYE INSTITUTE, FOR DELIVERY OF OPHTHALMOLOGICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 28, 1978 TO DECEMBER 31, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE EYE INSTITUTE FOR DELIVERY OF OPHTHALMOLOGICAL

February 7, 1979

SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD MARCH 28, 1978 TO DECEMBER 31, 1978;  
MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$6,614.40. (CONTRACT AWARDED WITH-  
OUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS  
LAW N.J.S.A. 40A:11-5(1)(a)) (FUNDS APPROPRIATED IN OFFICIAL BUDGET, FUND 11, DEPARTMENT  
10, AGENCY 02, ACCOUNT 141)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO MAKE APPLICATION FOR  
AND EXECUTE AMENDATORY AGREEMENT BETWEEN CITY OF NEWARK AND STATE OF NEW JERSEY DEPARTMENT  
OF COMMUNITY AFFAIRS AS MAY BE NECESSARY TO EXTEND TERMINATION DATE TO FEBRUARY 28, 1979  
GRANT AGREEMENT (#76511) WITH NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR  
TRANSFER OF STATE GRANT-IN-AID FUNDS, IN SUM OF \$15,000. TO MEET REQUIREMENTS OF NEW  
JERSEY RELOCATION ASSISTANCE LAWS, FOR PERIOD JUNE 1, 1976 TO MAY 31, 1977. (NO  
EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK) (RESOLUTION 7-R-j, MAY  
5, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO MAKE APPLICATION FOR  
AND EXECUTE AMENDATORY AGREEMENT BETWEEN CITY OF NEWARK AND STATE OF NEW JERSEY DEPART-  
MENT OF COMMUNITY AFFAIRS AS MAY BE NECESSARY TO EXTEND TERMINATION DATE TO APRIL 30, 1979  
OF GRANT AGREEMENT (#77382) WITH NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR  
TRANSFER OF STATE GRANT-IN-AID FUNDS, IN SUM OF \$9,625. TO MEET REQUIREMENTS OF NEW  
JERSEY RELOCATION ASSISTANCE LAWS, FOR PERIOD JANUARY 1, 1977 TO JUNE 30, 1977. (RESOLU-  
TION 7-R-bf, APRIL 20, 1977) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF  
NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

February 7, 1979

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ck.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION TO THE NEW JERSEY STATE DEPARTMENT OF HEALTH REQUESTING FUNDS TO CONTINUE NEWARK URBAN RODENT AND INSECT CONTROL PROJECT DURING PERIOD JUNE 1, 1979 TO MAY 31, 1980. (TOTAL ESTIMATED BUDGET-\$280,752., WHICH INCLUDES SUM OF \$57,585. AS CITY IN-KIND MATCH (PERSONNEL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., 60 DOWNING STREET, NEWARK, ONLY BID RECEIVED, TO PROVIDE A JOB SEARCH ASSISTANCE PROGRAM FOR 176 PARTICIPANTS, FOR PERIOD FEBRUARY 12, 1979 TO OCTOBER 19, 1979, AT SUM NOT TO EXCEED \$70,933. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 AS AMENDED, 34-9-106-10, TITLE VI)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO RATIFY CONTRACT WITH MOUNT CARMEL GUILD (CATHOLIC COMMUNITY SERVICES) INC., FOR PERIOD FEBRUARY 4, 1979 TO FEBRUARY 7, 1979; AND FURTHER TO ENTER INTO A CONTRACT WITH MOUNT CARMEL GUILD, 1 SUMMER AVENUE, NEWARK, ONLY BID RECEIVED, FOR PERIOD FEBRUARY 8, 1979 TO SEPTEMBER 30, 1979, TO PROVIDE A YOUTH CONSERVATION AND IMPROVEMENT PROGRAM FOR 44 PARTICIPANTS, AT SUM NOT TO EXCEED \$276,299. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10, YCCIP TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION, 117-119 SUSSEX AVENUE, NEWARK, ONLY BID RECEIVED, TO PROVIDE A BUILDING MAINTENANCE PROGRAM FOR 25 PARTICIPANTS, FOR PERIOD FEBRUARY 12, 1979 TO AUGUST 3, 1979; AT SUM NOT TO EXCEED \$30,467. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 AS AMENDED, 34-9-106-10, TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 79-02, CONSTRUCTION OF BOYS CLUB PARK/HAWTHORNE AVENUE, FOR TOTAL SUM OF \$27,000., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500. (FUNDS PROVIDED BY SAFE AND CLEAN NEIGHBORHOODS PROGRAM, YOUTH YEAR DISCRETIONARY ACCOUNT 55-96-56-250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH ROBINSON PIPE CLEANING CO., 875 SUMMER AVENUE, NEWARK, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-50/CATCH BASIN CLEANING, FOR TOTAL SUM OF \$93,418.50, AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS;

February 7, 1979

FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500. (FUNDS PROVIDED BY HOUSING COMMUNITY DEVELOPMENT ACT - FOURTH YEAR FUNDS (72-41-12-250))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-cq.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF LABOR - EMPLOYMENT AND TRAINING ADMINISTRATION, IN THE AMOUNT OF \$333,794., UNDER THE SKILLS TRAINING EMPLOYMENT PROGRAM, ROUND 2; FUNDS SHALL BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A LETTER OF AGREEMENT WITH THE U.S. DEPARTMENT OF LABOR - EMPLOYMENT AND TRAINING ADMINISTRATION TO RECEIVE ADVANCE FUNDING OF \$25,000. TO PREPARE PLANS FOR NEWARK'S PRIVATE SECTOR INITIATIVES PROGRAM UNDER TITLE VII OF COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978; ALL ACTIVITIES SHALL BE CONDUCTED IN ACCORDANCE WITH TERMS OF SAID LETTER OF AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH THE NEW HOPE DEVELOPMENT CORPORATION, RESOLUTION 7-R-f,

February 7, 1979

SEPTEMBER 27, 1977, TO PROVIDE A GENERAL SKILLS PROGRAM, BY DELETING TERMINATION DATE SEPTEMBER 30, 1978 AND INSERTING TERMINATION DATE OF OCTOBER 31, 1978. (NO ADDITIONAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH WALTER K. FRYE, CERTIFIED PUBLIC ACCOUNTANT, 24 COMMERCE STREET, NEWARK. TO PERFORM INTERIM AND FINAL AUDITS OF PROJECTS DESIGNATED WEEQUAHIC ELEMENTARY SCHOOL-\$6,900. AND SCHOOL REHABILITATION-\$1,700., TOTAL-\$8,600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a) (SERVICES SHALL BE PAID FROM AUDIT LINE IN MAYOR'S POLICY AND DEVELOPMENT OFFICE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH HASKINS AND SELLS, WHEREIN HASKINS AND SELLS WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED N.J.R-58 (NEWARK PLAZA) AND N.J.R-32 (CENTRAL WARD) FOR AMOUNT NOT TO EXCEED \$2,400.; TO BE PAID FROM AUDIT LINE OF MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION RATIFYING CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR PERIOD JANUARY 16, 1979 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING

February 7, 1979

AUTHORITY FOR PERIOD FEBRUARY 8, 1979 TO SEPTEMBER 30, 1979, TO PROVIDE A BUILDING MAINTENANCE REPAIRMAN PROGRAM FOR SUM NOT TO EXCEED \$150,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10 YETP, TITLE III. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cw.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH B.C.F. ENTERPRISES, INC., TO PROVIDE A WORD PROCESSING PROGRAM FOR 35 PARTICIPANTS FOR PERIOD FEBRUARY 19, 1979 TO SEPTEMBER 28, 1979, FOR SUM NOT TO EXCEED \$66,558.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10, TITLE I. (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH NATIONAL ASSOCIATION FOR RETARDED CITIZENS TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979 FOR SUM NOT TO EXCEED \$29,574.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cy.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH NORTH JERSEY COMMUNITY UNION TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979 FOR SUM NOT TO EXCEED \$19,200.; SOURCE OF



February 7, 1979

FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-cz.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH EMANUEL SENIOR CITIZENS DAY CARE, TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979 FOR SUM NOT TO EXCEED \$105,301.; SOURCE OF FUNDS COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-da.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH ST. ANN'S BI-LINGUAL LEARNING CENTER, INC., TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979 FOR SUM NOT TO EXCEED \$217,047.; SOURCE OF FUNDS COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-db.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH EAST WARD COMMUNITY CENTER TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979 FOR SUM NOT TO EXCEED \$65,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

7-R-dc.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH NEWARK MANPOWER SKILLS CENTER, INC., TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979 FOR SUM NOT TO EXCEED \$184,587.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dd.

RESOLUTION AMENDING RESOLUTION 7-R-e, OCTOBER 10, 1978, CONTRACT WITH NEWARK SERVICES CORPORATION, BY DELETING TERMINATION DATE OF DECEMBER 31, 1978 AND INSERTING SEPTEMBER 30, 1979; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-de.

RESOLUTION EXPRESSING THE INTENT OF THE NEWARK MUNICIPAL COUNCIL TO APPROVE AN APPLICATION AND FINANCIAL AGREEMENT WITH THE VALLEY HOUSING AND DEVELOPMENT CORPORATION (FORMERLY UNITED COMMUNITY HOUSING CORPORATION) FOR CONSTRUCTION OF 140-150 UNITS OF LOW AND MODERATE INCOME HOUSING ON BLOCKS 2777 AND 2784 IN THE CITY OF NEWARK UPON RECEIPT OF SAID DOCUMENTS, AN AUTHORIZING RESOLUTION AND APPROPRIATE RECOMMENDATION BY THE MAYOR; FURTHER DIRECTING THE CITY CLERK TO COMMUNICATE WITH COUNCIL'S INTENT TO THE APPROPRIATE OFFICIALS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-df.

RESOLUTION APPOINTING CONSTABLES FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING THEIR BONDS AS TO SUFFICIENCY. (WILLIAM L. JOHNSON, SR., ARTHUR PARKER, PURCELL WARD)

February 7, 1979

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dg.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF CLYDE KUMMERLE, FORMER MEMBER OF THE BOARD OF ADJUSTMENT OF THE CITY OF NEWARK.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dh.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF STANLEY STOLOWSKI, FORMER STATE ASSEMBLYMAN AND MEMBER OF THE NEWARK BOARD OF EDUCATION.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

With respect to Resolutions 7-R-dg and 7-R-dh, President Harris requested the audience to rise for a moment of silence in memory of Mr. Kummerle and Mr. Stolorski.

7-R-di.

RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF NEWARK AND UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, FOR PERIOD APRIL 1, 1978 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE MEMORANDUM OF AGREEMENT, TO ACCEPT FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, THE ASSIGNMENT OF TWO PHYSICIANS FROM THE NATIONAL HEALTH SERVICES CORPS TO CITY OF NEWARK, TO PROVIDE DIRECT HEALTH SERVICES AT THE NORTH NEWARK COMMUNITY HEALTH CENTER, 741 BROADWAY, FOR PERIOD FEBRUARY 8, 1979 TO MARCH 30, 1980; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THIS PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

7-R-dj.

RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN CITY OF NEWARK AND UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, FOR PERIOD JULY 1, 1978 TO FEBRUARY 9, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE MEMORANDUM OF AGREEMENT, TO ACCEPT FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, THE ASSIGNMENT OF THREE PHYSICIANS FROM THE NATIONAL HEALTH SERVICES CORPS TO CITY OF NEWARK, TO PROVIDE DIRECT HEALTH SERVICES AT GLADYS E. DICKINSON NEIGHBORHOOD HEALTH CENTER, 93-95 SEVENTH AVENUE, FOR PERIOD FEBRUARY 8, 1979 TO JUNE 30, 1980; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THIS PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dk.

RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN CITY OF NEWARK AND UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, FOR PERIOD JULY 1, 1978 TO FEBRUARY 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE MEMORANDUM OF AGREEMENT, TO ACCEPT FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, THE ASSIGNMENT OF TWO PHYSICIANS FROM THE NATIONAL HEALTH SERVICES CORPS TO CITY OF NEWARK, TO PROVIDE DIRECT HEALTH SERVICES AT DAYTON COMMUNITY HEALTH CENTER, 101 LUDLOW STREET, FOR PERIOD FEBRUARY 8, 1979 TO JUNE 30, 1980; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THIS PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dl.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH PUERTO RICAN VETERANS ASSOCIATION TO THE FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS, TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$82,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dm.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH WORK WORLD, INC. TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS, TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$159,051.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE III, YETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dn.

RESOLUTION AMENDING RESOLUTION 7-R-gl, JANUARY 3, 1979, CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC., FOR PERIOD JANUARY 1, 1979 TO SEPTEMBER 30, 1979; BY INCREASING AMOUNT OF CONTRACT BY \$13,384., NOT TO EXCEED \$30,921., ORIGINALLY \$17,537.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10, YETP, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-do.

RESOLUTION AMENDING RESOLUTION 7-R-br, OCTOBER 16, 1978, CONTRACT WITH BOARD OF EDUCATION, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF SEPTEMBER 30, 1979; AMENDED CONTRACT TO COVER FULL AMOUNT OF CONTRACT AS MANDATED BY LEGISLATION (22%), \$295,492., FOR TRAINING 220 PARTICIPANTS, SPECIAL PROVISION 8.0 IS ADDED THEREIN; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 7, 1979

A motion to remove from the Table "RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE (CONTRACT NO. 77-03R) WITH CONTRACTOR PROVIDING FOR COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE I-A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER)," was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani.

No: Councilman James, President Harris.

7-R-dp.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE I-A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATION AND ANNUALLY APPROPRIATED THEREAFTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman Martinez.

President Harris said in terms of deferment he is opposed to it.

Councilman Martinez said he is asking for deferment because he thinks Administration has been before this body on several occasions and one of them was for support of this proposal. He also asked for Director of Finance Jones to appear here at this meeting, requesting a certification of availability of funds for this particular project and he thinks until Administration makes their support publicly instead of lobbying upstairs and come down to the Council meeting and make it publicly he will ask for a deferment and would assume if Administration does not publicly lobby for it it will probably be rejected.

Councilman Carrino suggested it be kept on the table until they do that. They were supposed to be here for this meeting and it goes to show what kind of support, they

February 7, 1979

tell us one thing upstairs and something else downstairs. How is he supposed to vote for this until they go on record in the press stating they want this thing to go through as an experiment, for whatever reason.

Councilman James said he has not been the recipient of any benefit of discussion from Mr. Blue. As an independent on the Council he has not been approached on this matter and his vote will remain constant until he receives other information.

Councilman Grant said in light of the ensuing conversation he would be willing to withdraw his motion to defer if the seconder would also and we would revert back to withdrawing the original motion to take it off the table and leave it on the table if his colleagues would do likewise.

Councilman Martinez withdrew his second to the motion to defer.

President Harris said we do not have a motion.

Councilman Tucker said he wants to make a motion to defer.

President Harris said for the record, this has to be explicit. The motion now, Councilman Martinez has withdrawn his motion, Councilman Grant has withdrawn his motion.

Councilman Tucker said he moves to defer.

President Harris asked for a seconder to defer.

Councilman Carrino said he moves to table this resolution.

President Harris said he does not have a seconder to Councilman Tucker's motion to defer.

Councilman Johnson seconded the motion to defer action on this resolution.

Councilman Martinez said he would like to ask Councilman Tucker his logic for deferring it instead of putting it back on the table.

Councilman Tucker said he is of the opinion that we vote this thing up or vote it down and he thinks by moving to defer it that puts it on the Council agenda for the next meeting. He is of the opinion that at the next meeting that would be the day where the Council would make the final determination to either accept the contract or reject the contract. That is what he is saying. As long as it stays on the table it lays there to come back up.

Councilman Johnson said he agreed with Councilman Tucker that this issue should be brought forth and dealt with and he is in support of trying to get this as soon as possible to vote on it, either move it up or down.

The motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

February 7, 1979

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani.

No: Councilmen Carrino, Grant, James, President Harris.

President Harris stated that when he indicated he was totally against this he wanted it to appear for the record.

7-R-dq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", INTERGOVERNMENTAL  
PERSONNEL ACT PROGRAM, \$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-dr.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$20,000., INTERGOVERNMENTAL  
PERSONNEL ACT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ds.

RESOLUTION REQUESTING DIRECT OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", AIR POLLUTION CONTROL  
PROGRAM, \$47,934.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-dt.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$47,934., AIR POLLUTION CONTROL  
PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.



February 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-du.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECT, \$289,240.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-dv.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$289,240., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-dw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECT, \$56,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

February 7, 1979

Absent During Roll Call: Councilman Martinez.

7-R-dx.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$56,000., COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-dy.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SKILLS TRAINING IMPROVEMENT PROGRAM, ROUND II, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, \$333,794.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-dz.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$333,794., SKILLS TRAINING IMPROVEMENT PROGRAM, ROUND II, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ea.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF RENT CONTROL, SERVICES BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANTS- \$920. TO DIVISION OF RENT CONTROL, EQUIPMENT, OFFICE EQUIPMENT-\$920.; PURSUANT TO N.J.S.A. 40A:4-59.

February 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-eb.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES,

DIVISION OF CIVIL DEFENSE, MISCELLANEOUS EXPENSES, PAYMENT TO OTHER AGENCIES-\$2,000.,

TO DIVISION OF CIVIL DEFENSE, EQUIPMENT, OFFICE EQUIPMENT-\$2,000.; PURSUANT TO N.J.S.A.

40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ec.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,

DIVISION OF TRAFFIC AND SIGNALS, SALARIES AND WAGES, SIGN DESIGNER LETTER AND PROCESSOR-

\$700. TO EQUIPMENT, VEHICLES-\$700.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ed.

RESOLUTION AUTHORIZING MAYOR AND ACTING EXECUTIVE DIRECTOR OF MAYOR'S POLICY

AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO APPLY FOR AND ENTER INTO

AGREEMENT WITH, AND TO ACCEPT AND EXPEND FUNDS IN AMOUNT OF \$45,000. BUDGETED IN SAFE AND

CLEAN NEIGHBORHOODS PROGRAM; PURSUANT TO SAFE AND CLEAN NEIGHBORHOODS ACT OF 1973

(P.L.1976, C.48); CITY OF NEWARK IS NOT OBLIGATED TO SPEND ANY OF ITS OWN FUNDS TO

IMPLEMENT THE AGREEMENT. (TO BE EXPENDED FOR POLICE PURPOSES)

(Copy of resolution and correspondence submitted to each Member of the Council)

February 7, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ee.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, PROFESSIONAL AND CONSULTANT SERVICES-\$4,000. TO OTHER EXPENSES, EQUIPMENT, OFFICE EQUIPMENT-\$4,000.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ef.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEW JERSEY DRUG ENFORCEMENT ADMINISTRATION (D.E.A.) TASK FORCE PROGRAM, \$208,722.09.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-eg.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$208,722.09, NEW JERSEY DRUG ENFORCEMENT ADMINISTRATION (D.E.A.) TASK FORCE PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

February 7, 1979

7-R-eh.

RESOLUTION AUTHORIZING MAYOR AND POLICE DIRECTOR TO APPLY FOR AND ENTER INTO AGREEMENT WITH, AND TO ACCEPT AND EXPEND FUNDS IN AMOUNT OF \$208,772.09 FROM UNITED STATES DRUG ENFORCEMENT ADMINISTRATION; CITY OF NEWARK IS NOT OBLIGATED TO SPEND ANY OF ITS FUNDS TO IMPLEMENT THE AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ei.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SAFE AND CLEAN NEIGHBORHOOD PROGRAM DISCRETIONARY FUND; \$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ej.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$20,000., SAFE AND CLEAN NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

7-R-ek.

RESOLUTION URGING THE NEW JERSEY LEGISLATURE TO REPEAL ALL STATE LAWS EXEMPTING VARIOUS CLASSES OF EMPLOYEES FROM LOCAL RESIDENCY REQUIREMENTS, AND TO REPLACE THESE EXEMPTIONS WITH LOCAL OPTION LEGISLATION WHICH WOULD LEAVE IT UP TO EVERY UNIT OF LOCAL GOVERNMENT IN THE STATE OF NEW JERSEY TO DECIDE WHAT, IF ANY, RESIDENCY REQUIREMENT

February 7, 1979

SHOULD BE APPLIED TO ITS EMPLOYEES.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker.

Councilman Johnson said as a representative of the Central Ward, the highest unemployment rate in the City of Newark and possibly the State, he has taken the initiative to introduce a resolution which can begin to change the unwanted status for our residents and all Newarkers. By introducing this resolution his Council colleagues and he are urging the New Jersey Legislature to repeal all state laws of exempting various classes of employees from local residency requirements and also urge the State Legislature to replace these exemptions of local option legislation which would leave it up to every unit of Local Government in the State of New Jersey to decide if any residency requirements should be applied to its employees. In the past the Legislators enacted various statutes exempting various classes of municipal employees including those with autonomous agencies. It is time we as a local governing body began to again control our own Cities and the State should have input rather than a ruling hand. Those of us who live here, raise our families and strive to survive, certainly should be the first ones to be considered for jobs.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

Councilman Carrino said he understands what Councilman Johnson is attempting to do and also what Councilwoman Villani's motion is attempting to do. But he thinks it is hypocritical for Administration to be talking like that and have them immediately appoint people, half of whom live out-of-town. We are talking about setting an example, we want \$8,000. or \$9,000. people live in Newark and yet Administration has 9 Department heads and 4 or 5 don't live in Newark and are making \$38,000. to \$40,000. a year. He certainly thinks if we are going to attempt to do something like this and Administration keeps going into the newspaper everyday about that then they should set the example of having only Newark residents in appointive positions within the City.

Councilman Bottone said at this stage what Councilman Johnson is trying to do he goes along with, hoping the State will justify the cities and municipalities having a

February 7, 1979

home rule and at the same time he may have to revert to his original stand a few years ago if it was going to be discriminatory and for only certain employees. If it is going to be 100% across the board where all employees are going to have to reside within the City limits of their City then he is for it 100%. At this time he is with Councilman Johnson because he feels his intent is a good honorable one and he hopes it makes it and at the same time he thinks it should be part of the record when he knew this was going to be introduced he checked with personnel in the City and since our clause was put in two years ago, over 70 employees have been hired by the City, who are on City payrolls, not federal, who don't live within the confines of the City. So Administration itself does one thing on one hand and does something else on the other hand. If we are going to do this, it is going to have to be a 100% effort by Council, Administration and certainly the State officials.

Councilman Tucker said he thinks our concerns on the matter are clear, he has long been one to fight for residency. He will not allow his posture on residency to be affected by the Mayor's appointments of people who do not live within the City of Newark. He thinks the constituents of the City of Newark clearly want residency but he doesn't want to get into a situation that we are guided by the Mayor's inconsistency or the Mayor's hypocrisy, he thinks that is the best way to put it. If the Mayor wants to be hypocritical, he can tell us clearly that Donald Tucker will not be hypocritical in regards to residency.

Councilman James said he would agree with Councilman Bottone that first of all when this came into being, they went to Trenton and paid money, shook people up, Megaro is still suffering. He is not of the opinion that we can write letters and have anything of this type repealed. He thinks what Councilman Bottone is talking about is a living example. It is unfortunate, to be honest, but when our friends move out of Newark and then they seek high positions, many times we have complied because of their campaign help to assist them, John Bugg, President of U.C.C., Maplewood, supported by the Members of this Council, John Key, East Orange, Director of U.C.C., supported by the Members of this Council and of course, if we looked at Brenda Veltri's latest report to us, people were hired from Bloomfield, Chicago, Cleveland and we sit here talking about a resolution. We are making a joke. He can't even get excited about it. If it does affect us we are for residency, a man who licks stamps for us, is okay if he lives in Mississippi and worked in Newark. All he is saying the Council and Administration have been very hypocritical. To be honest, unless we are going to live by example ourselves, we cannot

February 7, 1979

force Administration to do it.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST DIRECTOR OF ENGINEERING ZACH TO INITIATE IMMEDIATE ACTION TO INSTALL REQUIRED PUBLIC IMPROVEMENTS - ESPECIALLY SIDEWALKS AND STREET LIGHTING - IN CONNECTION WITH THE HOUSING BEING CONSTRUCTED IN BLOCK 2580 BOUNDED BY IRVINE TURNER BOULEVARD, MUHAMMAD ALI BOULEVARD AND LIVINGSTON STREET, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO DIRECT A LETTER TO MR. SANFORD GALLANTER, PRESIDENT, ASPEN GROUP, REQUESTING A REPLY TO CERTAIN CHARGES CONCERNING THE ASPEN GROUP WHICH ARE CONTAINED IN A COMMUNICATION FROM DIANE E. WILTSHIRE, CHAIRPERSON, BOARD OF DIRECTORS, COMMUNITY HOUSING EDUCATION CORPORATION; FURTHER DIRECTING THE CITY CLERK TO ARRANGE FOR A MEETING AT THE SPECIAL CONFERENCE OF FEBRUARY 27, 1979 TO DISCUSS THE AFORESAID MATTER AND INVITE THE FOLLOWING PERSONS: MR. SANFORD GALLANTER, PRESIDENT, ASPEN GROUP, MS. DIANE E. WILTSHIRE, CHAIRPERSON, BOARD OF DIRECTORS, COMMUNITY HOUSING EDUCATION CORPORATION, MR. HUGH R. HILL, ACTING EXECUTIVE DIRECTOR, NEWARK HOUSING AUTHORITY, MR. WILBERT ALLEN, EXECUTIVE DIRECTOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE, MR. THOMAS MASSARO, EXECUTIVE DIRECTOR, HOUSING COMMUNITY DEVELOPMENT CORPORATION, MR. MILTON A. BUCK, BUSINESS ADMINISTRATOR AND MR. SALVATORE PERILLO, CORPORATION COUNSEL, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION REQUESTING THE BUSINESS ADMINISTRATOR AND BUDGET OFFICER TO PREPARE AN EMERGENCY RESOLUTION IN AN AMOUNT TOTALLING \$50,000. TO ESTABLISH A 'REWARD FUND', WHICH WOULD PROVIDE FOR PAYMENTS TO THOSE PERSONS FURNISHING INFORMATION LEADING TO THE APPREHENSION AND CONVICTION OF ARSONISTS WHO HAVE PERPETRATED THIS HEINOUS CRIME IN THE CITY OF NEWARK; FURTHER, THAT THIS FUND SHALL BE UNDER THE CONTROL OF THE BUSINESS ADMINISTRATOR AND THE POLICE DIRECTOR AND PAYMENTS SHALL BE ADMINISTERED AT THEIR DISCRETION, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,



February 7, 1979

Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO INVITE ALL MEMBERS OF THE STATE LEGISLATURE WHO REPRESENT THE COUNTY OF ESSEX TO A SPECIAL CONFERENCE TO DISCUSS THE NECESSITY OF AMENDING PRESENT STATE LEGISLATION CONCERNING CITY CONTRIBUTIONS TO VOLUNTARY AMBULANCE SQUADS SERVING THE CITY OF NEWARK, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

At this time Councilman Johnson assumed the seat as Temporary President.

Councilwoman Villani recalled last year during the emergency snow storm the City was unable to take care of snow removal since all the Supervisors in the garage resided outside the City. She felt all those City employees who are due for promotion should live within the City limits.

Councilman Bottone questioned whether this motion would include all City employees.

Councilman Martinez questioned whether this would include police and fire and Board of Education employees. He questioned the legality of such legislation.

Councilman Carrino felt there is an inconsistency in hiring police who live outside of the City and prohibit them from taking supervising positions.

Councilman Tucker said if the Civil Service rules and regulations prohibit the intent of this motion, then we will receive such notification from the Law Department. He could see nothing wrong in directing these questions to the Corporation Counsel.

Upon question by Temporary President Johnson, Assistant Corporation Counsel Scola said based on what he has heard, such an ordinance would be illegal since it is in contravention of State Law. He suggested a legal opinion be requested from the Law Department.

7-M-e.

A MOTION REQUESTING THE CORPORATION COUNSEL TO SUBMIT A LEGAL OPINION WHETHER IT IS LEGAL TO MAKE IT MANDATORY FOR ALL CANDIDATES FOR SUPERVISORY PROMOTIONS TO LIVE INSIDE THE CITY LIMITS, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Johnson by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,

February 7, 1979

Temporary President Johnson.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO ADVISE BUSINESS ADMINISTRATOR BUCK THAT MR. JACOB WAJS OF HIS OFFICE, WHO IS ATTENDING THIS MEETING, HAD MADE CONTACT WITH MEMBERS OF THE ST. COLUMBA NEIGHBORHOOD CLUB AND IS NOW PREPARED TO COORDINATE ANY NECESSARY ACTION IN PROVIDING RELOCATION FUNDS AND/OR EMERGENCY HELP CONCERNING THE RECENT TRAGIC FIRE ON EAST KINNEY STREET, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Johnson by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH PEARL BEATTY, CHAIRPERSON NEWARK HOUSING AUTHORITY AND HUGH HILL, ACTING EXECUTIVE DIRECTOR, NEWARK HOUSING AUTHORITY, REQUESTING A PROGRESS REPORT ON SCATTERED SITE HOUSING THROUGHOUT THE CITY OF NEWARK, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Johnson by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

#### COMMUNICATIONS AND PETITIONS.

##### COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDED THERETO. (TO ADJUST THE SALARY RANGE FOR PARKING VIOLATIONS OFFICER)."

(Parking Violations Officer \$9,748. - \$11,628.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Temporary President Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDED THERETO. (TO ADJUST THE SALARY RANGE FOR PARKING VIOLATIONS OFFICER)."

ING SALARIES THEREFOR," (6-S & F-j) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO  
CREATE THE TITLE ASSOCIATE CIVIL ENGINEER)."

(Associate Civil Engineer

\$18,038. - \$21,925.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Grant, seconded by  
Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-  
CEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,  
'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING  
SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO  
CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ENGINEER, STRUCTURAL). "

(Principal Engineer (Structural)

1977

\$17,369. - \$19,887.

1978

17,179. - 20,881.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected November 1, 1978)

A motion directing the City Clerk to place this ordinance on the February 21,  
1979 Calendar of the Municipal Council for first reading was made by Councilman Grant,  
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-  
CEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE BUSINESS  
ADMINISTRATOR TO ENTER INTO A LEASE ON BEHALF OF THE CITY OF NEWARK, FOR THE BENEFIT OF  
THE CIVIL DEFENSE AND DISASTER CONTROL CENTER WITH IVY HILL PARK APARTMENTS, INC., SECTION  
III, TO LEASE CERTAIN ROOMS IN BASEMENT OF PREMISES DESIGNATED 35 MANOR DRIVE, NEWARK,  
NEW JERSEY, KNOWN ALSO AS BUILDING #2, IVY HILL PARK APARTMENTS, NEWARK, NEW JERSEY."

(Term of two years from September 1, 1978 and ending August 1, 1980, at rent  
to be paid in quarterly installments of \$2,250.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 21,

February 7, 1979

1979 Calendar of the Municipal Council on first reading was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)." (In taxicabs)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Villani, Temporary President Johnson.

No: Councilman Tucker.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 13 HUNTER STREET, BLOCK 2777, LOT 34, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b)(1)." (\$1,900.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Temporary President Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE URBAN RENEWAL PLAN FOR THE CENTRAL WARD URBAN RENEWAL PROJECT, N.J.-32 (SIXTH AMENDMENT)." (

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Temporary President

February 7, 1979

Johnson, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON ROSEVILLE AVENUE AND SOUTH 14TH STREET."

(Deleting Roseville Avenue, West side, from West Market Street to Route 280  
Collector Road

Adding South 14th Street, West side, in front of house Number 871)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

8-i. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON SANDFORD AVENUE."

(Sandford Avenue, West side, from Cliff Hill Place to Florence Place, at any  
time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Johnson.

8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE ST. BENEDICT'S URBAN RENEWAL PROJECT N.J.R-123 (FIFTH AMENDMENT)."

February 7, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE REDEVELOPMENT PLAN FOR THE SOUTH ORANGE AVENUE COMMUNITY DEVELOPMENT AREA, CITY TAX BLOCK 4180, LOTS 1 AND 2."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 30, 1979, ENCLOSING PROPOSED "ORDINANCE CONCERNING PAYMENT OF MUNICIPAL LIENS AND SUCH OTHER RECORDED LIENS OR RELATED CHARGES ON FIRE DAMAGED PROPERTIES IN CERTAIN INSTANCES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 5, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR, ADOPTED MAY 4, 1977 (6-S & F-k) AND AMENDMENTS THERETO.' (TO DELETE

February 7, 1979

THE TITLE AND SALARY RANGE FOR CHIEF POLICE TELEPHONE AND TELETYPE OPERATOR AND POLICE TELEPHONE AND TELETYPE OPERATOR AND TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF COMMUNICATION OFFICER AND COMMUNICATIONS OFFICER)."

	<u>Annual Minimum Salary</u>	<u>Middle Step</u>	<u>Annual Maximum Salary</u>
(Chief Communication Officer	\$17,951.	\$18,701.	\$19,447.
Communication Officer	13,125.	14,043.	14,963.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h, on page 15 and 16 in the minutes of this meeting)

A motion to remove from the Table "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO CREATE THE POSITIONS OF SECRETARIAL ASSISTANT AND SUPERVISING CLAIMS EXAMINER IN THE DIVISION OF PERSONNEL)," and consider on Communications was made by Councilwoman Villani. There was no second to the motion.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 4, 1979, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE TRUST FOR PUBLIC LAND, NEW JERSEY, FOR PREMISES COMMONLY KNOWN AS 11 HILL STREET, BLOCK 93, LOT 44, ROOM 502, FOR THE SUM OF FIVE THOUSAND, THREE HUNDRED TWENTY EIGHT DOLLARS AND SIXTY CENTS (\$5,328.60.) PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF (1) YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 21, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Temporary President Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

February 7, 1979

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from January 8, 1979 to January 30, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Confraternity of St. Rose of Lima Church	7574 (Amended)
Carnevale-Spitz Chapter #3 - DAV Auxiliary	7660 (Amended)
St. Michael's Church	7661 (Amended)
St. Michael's Seton Library Guild	7664 (Amended)
St. Stanislaus Church	7678 (Amended)
St. Columba's Roman Catholic Church	7685 (Amended)
Combined Societies - St. Patrick's Church	7710 (Amended)
St. Michael's Merrymakers	7801 (Amended)
Congregation Chevra Anshe Lubovitz	7836 (Amended)
Remco Industries - Chapter of Deborah	7838 (Amended)
Alanon Association, Inc.	7880

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parent Teachers Association of Our Lady of Mount Carmel School	7738 (Amended)
Our Lady of the Rosary Church	7868
Ironbound Youth Project	7869
First Zion Hill Baptist Church	7870
Our Lady of Mount Carmel School - Parent Teachers Association	7871
St. James Holy Name Society	7872
St. Benedict's Church	7873
St. Benedict's Church	7874
Newark Central Lions Club	7875
Parents Organization of St. Benedict's Prep School	7876
Clear View Baptist Church	7877
St. Bridget's Church	7878



February 7, 1979

RAFFLES LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Sacred Heart Church	7879
Clinton Memorial AME Zion Church	7881
Church of Universal Brotherhood Foundation	7882
Church of Our Lady of Good Counsel	7883
Seth Boyden Brotherhood	7884
North Ward Educational and Cultural Center	7885
Club Espana Inc.	7886
Shamrock Friendship Club of St. Patrick's	7887
Church of Universal Brotherhood Foundation	7888
James C. Shawger Home and School Association	7889

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Johnson.

This meeting adjourned at 4:45 P. M.

APPROVED:

Frank D'Ascensio  
Frank D'Ascensio  
City Clerk

Earl Harris  
Earl Harris  
President



1003

1979

Newark, New Jersey, February 21, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Louis Caputo, Our Lady of Perpetual Help.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Grant arrived at 8:20 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 9, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY, 1978 TO DECEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF DECEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

4-c. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF DECEMBER, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD DECEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD DECEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD DECEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD DECEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curbline of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET.

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

6-F-e. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ENGINEER, STRUCTURAL)

(Principal Engineer (Structural)	1977	\$16,369. - \$19,887.
	1978	17,179. - 20,881.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected November 1, 1978)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

6-F-f. The City Clerk read AN ORDINANCE AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A LEASE ON BEHALF OF THE CITY OF NEWARK, FOR THE BENEFIT OF THE CIVIL DEFENSE AND DISASTER CONTROL CENTER WITH IVY HILL PARK APARTMENTS, INC., SECTION II, TO LEASE CERTAIN ROOMS IN BASEMENT OF PREMISES DESIGNATED 35 MANOR DRIVE, NEWARK, NEW JERSEY, KNOWN ALSO AS BUILDING #2, IVY HILL PARK APARTMENTS, NEWARK, NEW JERSEY.

(Term of two years from September 1, 1978 and ending August 1, 1980, at rent to be paid in quarterly installments of \$2,250.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

6-F-g.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 13 HUNTER STREET, BLOCK 2777, LOT 34, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1). (\$1,900.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN FOR THE CENTRAL WARD URBAN RENEWAL PROJECT, N.J.R-32. (SIXTH AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.



6-F-1. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON ROSEVILLE AVENUE AND SOUTH 14TH STREET.

(Deleting Roseville Avenue, West side, from West Market Street to Route 280  
Collector Road

Adding South 14th Street, West side, in front of house Number 871)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j. The City Clerk read AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE ST. BENEDICT'S URBAN RENEWAL PROJECT N.J.R-123. (FIFTH AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

6-F-k. The City Clerk read AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN FOR THE SOUTH ORANGE AVENUE COMMUNITY DEVELOPMENT AREA, CITY TAX BLOCK 4180, LOTS 1 AND 2.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the

February 21, 1979

following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

6-F-1.           The City Clerk read AN ORDINANCE CONCERNING PAYMENT OF MUNICIPAL LIENS AND SUCH OTHER RECORDED LIENS OR RELATED CHARGES ON FIRE DAMAGED PROPERTIES IN CERTAIN INSTANCES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

6-F-m.           The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARY OF INTERPRETER, SPANISH, CITY CLERK)

(Interpreter, Spanish, City Clerk           \$8,173. - \$9,748.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance

is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

(Councilman Grant arrived at 8:20 P. M.)

6-F-n. The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE TRUST FOR PUBLIC LAND, NEW JERSEY FOR PREMISES COMMONLY KNOWN AS 11 HILL STREET, BLOCK 93, LOT 44, ROOM 502, FOR THE SUM OF FIVE THOUSAND, THREE HUNDRED TWENTY-EIGHT DOLLARS AND SIXTY CENTS (\$5,328.60) PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 7, 1979.

A motion to consider on first reading AN ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII, BY ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT MUNICIPAL COUNCIL MEETINGS, was made by Councilman Tucker, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker.

No: Councilman Bottone, President Harris.

Not Voting: Councilmen Grant, Johnson, Villani.

A motion to reject this ordinance was made by President Harris, seconded by Councilman Grant.

Councilman Tucker stated based on the consensus of opinion of the Council, the Council does not believe that television cameras or electronic media need to be embodied within the Council meetings. As he indicated in the past, the ordinance that has failed of adoption, and which the Council President feels he wants to reject, in his mind

February 21, 1979

basically opens up the Newark Municipal Council meetings to the television media so they can review exactly how the Council is operating or conducting municipal business. As he indicated in the past, he believes it is important and imperative that the public be truly aware of every single issue to which the Council addresses itself.

Councilman Tucker pointed out the amendment of the Council protocol indicates they should allow them in. He checked with the Corporation Counsel on whether or not existing ordinances provide for either the inclusion or the exclusion of the television media. Most of them have been informed there is no existing ordinance currently on the books which prohibits the electronic media from participating in Council meetings. Without any kind of ordinance, they are in a very awkward position because the Council has not defined exactly which way they want to handle the media in regard to Council meetings. Other municipalities in the State of New Jersey have indicated their support of action such as this. He believes it is not something that Newark would be the first to allow the electronic media at Council meetings. Jersey City allows the electronic media to film the entire proceedings, and he thinks Trenton or Camden has a similar policy.

Councilman Tucker declared the question is not whether or not they want the electronic media to be involved in Council meetings. The question, in his mind, is whether or not the Newark Municipal Council wants to be open, straightforward and honest in regard to dealing with the television media. That is the question this ordinance is addressing. It is not addressing whether or not television should be allowed at Council meetings. He thinks that is an issue which can be resolved in the courts.

Councilman Tucker declared the way he sits here and talks at a Council meeting is the same way he would relate whether or not the television is here. He would not support the rejection of this ordinance because he has nothing to hide from the electronic media, the press or anyone else.

Councilman James stated he would support the measure. He feels that the document of the Sunshine Law is to insure that the public is able to witness, record and participate at public meetings. The use of electronic equipment at Council meetings would simply be a continuation of the Sunshine Law. Since they are transacting public business in a public arena, with the public being vitally concerned about the issues they discuss, he sees no reason why they cannot allow electronic equipment to make instant recordings in order to insure proper and wide coverage to the public they serve. Therefore, he supports the position of Councilman Tucker on this measure.

President Harris stated in view of the fact this ordinance is not on the Council Calendar, his motion to reject this ordinance is withdrawn.

Councilman Grant withdrew his second to the motion.

Councilman Tucker questioned whether this item will appear on the next agenda.

President Harris directed the City Clerk to place this ordinance on the March 7, 1979 Calendar of the Municipal Council under "Communications."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF NEWARK TO EXECUTE A BARGAIN AND SALE DEED TO THE U. S. SMALL BUSINESS ADMINISTRATION FOR PROPERTY KNOWN AS 170-174 CLINTON AVENUE, BLOCK 2802, LOTS 7 AND 49 ON THE TAX MAP OF THE CITY OF NEWARK, NEW JERSEY, FOR A CONSIDERATION OF \$11,500. PURSUANT TO N.J.S.A. 40A:12-13 (b) (1).

WHEREAS, the City of Newark on or about September 18, 1978 obtained a judgment by In Rem Tax Foreclosure, Docket No. F-5980-77, barring the right of redemption to premises commonly known as 170-174 Clinton Avenue, Block 2802, Lots 7 and 49, for non-payment of taxes in the amount of \$23,008.13, and vesting title thereto in the City of Newark; and

WHEREAS, the U.S. Small Business Administration holds a first mortgage on the above property in the approximate amount of \$106,800.00; and

WHEREAS, pursuant to 28 U.S.C.S. 2410, an In Rem action does not extinguish the lien of the United States which attaches to the proceeds nor does the In Rem Action deprive the United States of its right of redemption; and

WHEREAS, the U.S. Small Business Administration has informed the City that it has received an offer of \$43,000.00 for this property and proposes that its, and the City's interest in said property be harmoniously disposed of by the City accepting \$11,500.00 for a Bargain and Sale Deed to said premises.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. It is determined that it is in the best interest of the City of Newark for a consideration of \$11,500.00 to convey pursuant to N.J.S.A. 40A:12-13(b)(1), to the U.S. Small Business Administration or as otherwise directed by it, the land and premises commonly known as 170-174 Clinton Avenue and designated as Block 2802, Lots 7 and 49 on the Tax Map of the City of Newark (Year 1978).

February 21, 1979

2. The City shall convey marketable title to said land and premises, except as to lien and encumbrances thereon, held by the U.S. Government or any agency, department, or instrumentality thereof.

3. The deed to be delivered shall be in the name of the City of Newark, executed by its Director of Finance, attested by its City Clerk and approved by its Corporation Counsel.

4. No recourse against the City may be had for failure to convey title as intended by this Ordinance.

5. This Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE RELOCATION FOR THE NEWARK COLLEGES' EXPANSION PROJECT N.J.R-45. (THIRD AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7Rd adopted January 4, 1967 and 7RBq adopted January 2, 1975, approved an Urban Renewal Plan and Amendments thereto for the Newark Colleges' Expansion Project (N.J.R-45); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved an additional amendment to said Urban Renewal Plan, said amendment consisting of: (1) a change in the text and maps to reflect the change in the street name from Plane Street to University Avenue; (2) the addition of environmental controls and objectives as required by H.U.D.; (3) the removal of the text containing "Rehabilitation Standards for Non-Residential Properties". The properties originally designated for rehabilitation have been up-graded and, since the project is now closed out, this exhibit is no longer applicable; (4) the addition of building and bulk of land coverage using the floor area ratio concept. This will allow more flexibility in the redevelopment and will fit more closely to present development in the area; (5) the deletion of specific controls for such items as setbacks, distance between buildings, height, etc. A statement that local codes, ordinances and rules shall prevail has been included; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning body; and

WHEREAS, it is heretofore been found and determined by Municipal Council Resolution 7Rq adopted on July 10, 1961 that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman

February 21, 1979

Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF LILLIE STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 50 FEET IN WIDTH AND EXTENDING FROM SEVENTEENTH AVENUE TO EIGHTEENTH AVENUE.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

Section 1. All that part of Lillie Street as laid out on the Map of the Commissioners to lay Streets, Avenues, and Squares, extending from Seventeenth Avenue to Eighteenth Avenue shall be vacated as a public street or highway reserving, however, to the City of Newark, its Agencies and Departments, including but not limited to Public Works, Police and Fire, and any other public utility company having facilities therein, with respect to the 50 foot width and length of the above described Lillie Street to be vacated, the right to enter upon a 35 foot strip of land extending in width from a point 10 feet west of the easterly line of the above Lillie Street to be vacated, for the purpose of laying, relaying, rebuilding reconstruction, or maintaining existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates and appurtenances. The erection, construction or placing of any building, vault or structure upon or within the above described 35 foot strip which will interfere with laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other Public Utility Company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is shown on a map prepared under the direction of this Council, known and designated as Map No. 1734-V, dated October 12, 1978, which Map is hereto attached and made a part hereof.

Section 2. A copy of the aforesaid Map No. 1734-V, dated October 12, 1978, is on file in the Office of the Director, Department of Engineering.

Section 3. That the retention of easements within the above vacated streets will not interfere with the consummation of the Urban Renewal Plan for the area.

Section 4. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55 - 21.11, and N.J.S.A. 40:55c-72.

Section 5. This Ordinance shall take effect upon adoption and publication in accordance with law.



President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR, ADOPTED MAY 4, 1977, (6-S & F-k) AND AMENDMENTS THERETO." (TO DELETE THE TITLE AND SALARY RANGE FOR CHIEF POLICE TELEPHONE AND TELETYPE OPERATOR AND POLICE TELEPHONE AND TELETYPE OPERATOR AND TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF COMMUNICATION OFFICER AND COMMUNICATIONS OFFICER.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor," (6S&FK) adopted May 4, 1977 be amended to delete the titles Chief Police Telephone and Teletype Operator and Police Telephone and Teletype Operator, the title codes, and the annual minimum and annual maximum salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Police Telephone and Teletype Operator 999233	\$ 17,951	\$ 18,701	\$ 19,447
Police Telephone and Teletype Operator 630040	\$ 13,125	\$ 14,043	\$ 14,963

Section 2. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor," (6S&FK) adopted May 4, 1977, be and the same is hereby amended to create the following titles, title codes, annual minimum and annual maximum salaries ranges as follows to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Communication Officer 999233	\$ 17,951	\$ 18,701	\$ 19,447
Communication Officer 630040	\$ 13,125	\$ 14,043	\$ 14,963

Section 3. All ordinances or parts of prior ordinances which are inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

#### 6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE APPROVING THE PURCHASE OF PREMISES COMMONLY KNOWN AS 294-308 AVENUE P, BLOCK 5060, LOT 138, NEWARK, NEW JERSEY-FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-5. (\$77,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Perillo and Engineering Director Zach met with the Council December 19, 1978)

A motion to table this ordinance was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Villani, President Harris.

No: Councilmen Johnson, Martinez, Tucker.

Not Voting: Councilman Carrino.

HEARINGS OF CITIZENS.

6-HC-a.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council in reference to deficit spending by the Board of Education. He felt the Council should request an investigation to determine why there was a deficit, why it was permitted to continue two to three years and who was responsible so that it does not happen again.

Councilman Carrino related the Council did have an inquiry regarding deficit spending by the Newark Board of Education. Commissioner Burke met with the Council and indicated he was aware of the 1976-1977 deficit and he allowed the Board of Education to continue overspending. Commissioner Burke violated the law. When Auditor General Marshello submitted the audit report, he informed the Commissioner of Education that the Board of Education was spending at a deficit for two years. It was not something that the Council could have pinpointed; it was something the Commissioner of Education allowed to happen. The Council should take action now against the State to recuperate the funds which they were forced to lose. There is no reason why the people of this City should be subjected to the loss.

Councilman James concurred with Councilman Carrino's remarks. He said when they cleared special legislation, Bill No. 3166, it created an Executive Superintendent with special powers. The special legislation also mandated that the Commissioner of Education would give a report and all the questions which Dr. Donato is bringing to the Council's attention were contained in a report which Commissioner Burke gave to the State Legislators and the Governor and apprised the Council too. Everything Dr. Donato mentioned, Commissioner Burke knew and permitted it to happen, but the thing missing is accountability. Councilman James asserted it was this Council, at a meeting with Commissioner Burke, that demanded fiscal controls by the Board of Education. It was this Council that said the Board of Education should use a line item budget. It was this Council that indicated that Mr. Marshello, the Auditor General, should have more power, not only be a monitor but next year he will have to approve any transfers the Board of Education makes. This Council has been the most accountable agent for trying to bring about changes in the Board of Education's fiscal affairs. The Council does not approve or condone any deficit spending. Councilman James commended the Members of the Municipal Council for taking a very hard strong line on the fiscal affairs of the Board of Education.

February 21, 1979

Councilman James asserted the Council has taken a strong stand, but he is also concerned that Dr. Donato has come before this Council concerned about the taxpayers and the Council role as government officials. He has been somewhat taken aback by the fact that Dr. Donato has not been as vigilant before the County Budget hearing. If Dr. Donato is really concerned about the taxpayers, he also has a moral obligation to go up on the "hill" and talk to the County Executive about his spending which right now is paralyzing the Newark community and many vital programs for our young people and senior citizens.

6-HC-b.

MR. FRED BUTLER, PRESIDENT, UNITED COMMUNITY CORPORATION, 31 FULTON STREET, NEWARK, NEW JERSEY, thanked the Municipal Council for their pledge to support the United Community Corporation. He stated yesterday they presented to the Federal Authorities a plan to revamp the fourteen year old agency and pay back arrearages of more than \$500,000. Mr. Butler presented a letter dated February 21, 1979, conveying, on behalf of the Special Select Committee on the United Community Corporation, their sincere and considered appreciation for the support the Council has given and is giving them in their struggle for refunding the United Community Corporation as the City's Anti-Poverty Funding Agency.

President Harris congratulated Mr. Butler for the wonderful job he is doing on behalf of the United Community Corporation big family. The Council Members feel they are sincerely a part of the United Community Corporation family. President Harris assured the Council's support to the United Community Corporation. He added all of those who echoed the words that the United Community Corporation is dying are so wrong because the United Community Corporation is going to be here for years to come.

6-HC-c.

MR. JAMES C. TEAGUE, INTERIM EXECUTIVE DIRECTOR, UNITED COMMUNITY CORPORATION, 31 FULTON STREET, NEWARK, NEW JERSEY, reiterated Mr. Butler's sentiments. Not only do the policymakers thank the Council and the Mayor for their support, the staff thanks them also. The principal reason for his appearance here tonight is to present a covenant signed by all staff members of the United Community Corporation Community Service Administration funded staff. These staff members, as well as numerous delegate agencies staff and a host of friends and supporters are present here tonight. Their appearance here with Mr. Butler is intended solely to demonstrate to the Council, as leaders of Newark, that the spiritual redirection the United Community Corporation has undertaken renders them indeed worthy of Council support. This spiritual redirection is codified in the covenant they present tonight. Mr. Teague read the covenant affirming that the express purpose of their professional productivity and total motivation for the economic compensation they receive shall be to bring the United Community Corporation back to the

people of Newark, New Jersey.

Councilman James concurred with President Harris' earlier remarks. He remembered when the people had to fight to gain control of the Area Board located at 315 Osborne Terrace, so he can appreciate the title "back to the people." He has been one of those who raised some questions about the United Community Corporation. It is no secret that they are the largest anti-poverty agency in the State, that they provide the greatest good for the greatest number and therefore they have great responsibility. Councilman James felt it is important when dollars come into the City earmarked for the poor and disadvantaged, that they have a moral and fiscal obligation to insure accountability in expenditure of those dollars. If they can come together as a team and not be guided by the mistakes of the past, but be guided by the challenge of the future to provide greater good, then he is of the opinion that the questions he has raised and questions he still has can be thrown aside, and he can pledge tonight to bury the hatchet, join hand in hand and prove that this City could take a program and go forward.

Councilman Tucker said he knows a meeting was held in the regional office on the 20th dealing with the determination of at least the intent of the Community Service Administration. He has not received any firm information on the possible extension requested regarding funding. Councilman Tucker asked if there has been any determination at this point and time.

Mr. Butler replied they have not received an answer to date. They hope to receive some determination by Friday and again they are optimistic. They made a request for six or nine months extension.

Councilman Tucker indicated, as one of the "community rabble rousers" when the United Community Corporation was formed at the Board of Education in 1964, he has always played a role in support of the United Community Corporation. He thinks United Community Corporation has come, in the last couple of months, a long way and that is the caliber of leadership they are looking at right now and the intent of the agency that is being developed will give them a clear understanding and the United Community Corporation will be able to come back to the people. For them to operate under the assumption of not completely understanding some of the things taken place in the past and its impact right now was a mistake. Councilman Tucker believed they have to learn from mistakes which have taken place, not only recently but in the last few years. They need to recognize those kind of mistakes because the minute they recognize them, they are in a better position to insure that they do not come back.

February 21, 1979

Councilman Tucker said the United Community Corporation will always be very close and dear to his heart. He is of the opinion if it were not for the leadership, development, training and interaction that he was able to receive working as a staff member of the United Community Corporation in the latter part of the sixties and early part of the seventies, he would not be sitting on this Municipal Council. It is important that the United Community Corporation continue that kind of development role. United Community Corporation is the only agency in the City of Newark that accepts that mandate and attempts to deal with the problems of the poor. Councilman Tucker concluded he not only pledges his support, he encourages them and is hopeful all Members of the Municipal Council will join in trying to insure that the United Community Corporation not be re-funded but that United Community Corporation funding be expanded and the kind of professional development program rendering services to the young and the aged in the City of Newark will continue to be rendered by the United Community Corporation. He offers his support and assures that he will do everything within his power to insure that United Community Corporation continues.

Councilman Grant said he is sure all of them recognize that the United Community Corporation has been through some trying times. He thinks the bona fide and pristine clear leadership of Mr. Butler has shown that while many persons have written off United Community Corporation as a dying entity in this City, they have gotten in with their shoulders to the wheels and have resurrected this body. The fact they bothered to go to New York and Washington, D. C. is an indication they are interested in the life style, not only of United Community Corporation as a bureaucratic institution, but the United Community Corporation as it represents services to the people. Mr. Butler's philosophy, if he remembers correctly, is "The only way for evil to triumph is for a good man to do nothing." Mr. Butler has indicated by his willingness to serve, that the United Community Corporation is on the mend and when greater institutions of America are reckoned with, certainly the United Community Corporation of the City of Newark will stand at the helm. Councilman Grant congratulated Mr. Butler, Mr. Teague, the Board Members and all the friends of United Community Corporation.

A motion to permit Mr. William Smith to address the Municipal Council under "Hearings of Citizens" was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Villani, President Harris.

Not Voting: Councilman Johnson.

Absent During Roll Call: Councilman Tucker.

6-HC-d.            MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, supported the refunding of the United Community Corporation, but could not see why the Council would support anything that the Interim Executive Director controlled. Mr. Smith complained about condition of City streets, potholes and water in the streets.

Councilman James commended all City agencies, officials and employees who participated in the successful efforts by the City to remove snow and refuse during the recent snowstorm. He noted complaints were at an all-time low. Putting salt on the streets creates potholes.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$45,000., SAFE  
AND CLEAN NEIGHBORHOOD PROGRAM. (DISCRETIONARY FUND)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-b.            TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$45,000., SAFE AND CLEAN  
NEIGHBORHOOD PROGRAM (DISCRETIONARY FUND); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN  
1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-c.            RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTY AT 179 $\frac{1}{2}$ -183  
PENNSYLVANIA AVENUE, BLOCK 2789, LOTS 40, 41 AND 42 AND 1249-1251 BROAD STREET, BLOCK  
2789, LOT 6, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR  
ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (EVON  
INDUSTRIES, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

February 21, 1979

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-d. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., 60 DOWNING STREET, NEWARK, ONLY BID RECEIVED, TO PROVIDE A JOB SEARCH ASSISTANCE PROGRAM FOR 176 PARTICIPANTS, FOR PERIOD FEBRUARY 12, 1979 TO OCTOBER 19, 1979, AT SUM NOT TO EXCEED \$70,933. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 AS AMENDED, 34-9-106-10, TITLE VI)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration for rebidding was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-e. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A LETTER OF AGREEMENT WITH THE U. S. DEPARTMENT OF LABOR - EMPLOYMENT AND TRAINING ADMINISTRATION TO RECEIVE ADVANCE FUNDING OF \$25,000. TO PREPARE PLANS FOR NEWARK'S PRIVATE SECTOR INITIATIVES PROGRAM UNDER TITLE VII OF COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978; ALL ACTIVITIES SHALL BE CONDUCTED IN ACCORDANCE WITH TERMS OF SAID LETTER OF AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.



7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE (CONTRACT NO. 77-03R) WITH CONTRACTOR PROVIDING FOR COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE 1-A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

(Removed from Table February 7, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez.

Councilman Martinez read into the record letter dated February 19, 1979 from His Honor, Mayor Kenneth A. Gibson.

"February 19, 1979

Municipal Council  
City of Newark  
City Hall  
920 Broad Street  
Newark, N. J. 07102

Gentlemen:

In the month of December, this Administration proposed, for your consideration, a resolution to authorize settlement of the claim filed by PET-AM Co. by the award of a three-year contract for the collection of refuse in approximately one-third of the City. If approved, this settlement would provide for PET-AM Co. to assume complete responsibility for the collection of both household and bulk refuse in an area running through the center of Newark, touching on four of the five wards.

The concept of contract collection has been supported by the Administration for some time, based on extensive analysis of its use in other municipalities both nearby and across the nation. A contract operation frees the City of many of the onerous burdens associated with the refuse responsibility including those of vehicle acquisition and maintenance, field supervision, personnel recruitment and the like. Contracts offer the additional advantage of guaranteed costs, without the potential for unexpected increases or the formation of unfunded liabilities, such as those caused by most pension funds.

Settlement of the current litigation will allow the City to explore these advantages without completely eliminating the alternative of returning to an in-house program in the future. The three-year duration will allow sufficient time for a realistic assessment of the contract method, but shall not bind the City of any eternal commitment to this approach.

February 21, 1979

The settlement will require that the contractor provide the services at a bid price that is now several years old. In other words, a settlement will save the City money because inflation since the original bid would undoubtedly cause any new bids to be higher.

In order to provide funding for the contract, it will be necessary to reduce certain of the City's current personnel costs in both the Divisions of Sanitation and Motors if any people are laid off. Most of those displaced can be expected to find employment with the contractor which should minimize the amount of disruption to the personal affairs of those so affected.

May I request you to consider this important matter at your next meeting, at which time I shall await your approval.

Sincerely,

Kenneth A. Gibson"

Councilman Bottone said he had some questions with respect to this matter. He withdrew his motion to adopt the resolution.

Councilman Martinez withdrew his second to the motion.

A motion to defer action on this resolution and directing the City Clerk to invite Mayor Gibson, Engineering Director Zach, Finance Director Jones and Public Works Director Toma to meet with the Municipal Council at their special conference February 27, 1979 to discuss this matter was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Carrino suggested the City Clerk obtain a copy of the 1975 Report prepared by Columbia University Press concerning private contract versus municipal garbage pickup. New York City Council is now studying that report.

7-R-g.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AT 48 NEW CITY ROAD AND 76 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, EACH FOR A TERM OF TWO YEARS WITH AN OPTION FOR TWO ADDITIONAL YEARS AT A MINIMUM AMOUNT OF \$2,700.00 ANNUALLY PLUS THE PAYMENT OF TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS MARCH 5, 1979 AND FOR THE AWARDED OF A LEASE MARCH 7 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a). (RESCINDING RESOLUTION 7-R-m OF DECEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.                RESOLUTION AMENDING RESOLUTION 7-R-bz, NOVEMBER 1, 1978, AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH URBAN LEAGUE OF ESSEX COUNTY TO PROVIDE A YOUTH EMPLOYABILITY SKILLS PROGRAM, TO EXTEND CONTRACT TO THE FULL TERM, AS STATED IN SPECIFICATIONS TO MARCH 16, 1979, FOR SUM NOT TO EXCEED \$38,029. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 AS AMENDED (TITLE III)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.                RESOLUTION AMENDING RESOLUTION 7-R-bn, NOVEMBER 1, 1978, AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION, FOR TRAINING 180 PARTICIPANTS, TO EXTEND CONTRACT TO THE FULL TERM AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$742,095. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 AS AMENDED (TITLE I)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.                RESOLUTION AMENDING RESOLUTION 7-R-bp, OCTOBER 18, 1978, AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., TO PERFORM A CLERICAL TRAINING PROGRAM FOR 32 PARTICIPANTS, TO EXTEND CONTRACT TO THE FULL TERM AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$64,000. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 AS AMENDED (TITLE I)).

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Grant asked if there was rebidding on this contract or if it was an automatic action.

Chief Accountant Fitzsimons replied the original resolution was a three month contract which provided, at that time, when funds were received, the contract would be extended for the full year.

February 21, 1979

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING JANUARY 1, 1979 AND ENDING JUNE 30, 1979. (MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN JANUARY 1, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH EULE, SOCIAL CASEWORK, SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING DECEMBER 19, 1978 AND ENDING JUNE 19, 1979. (ILLNESS - FIRST LEAVE BEGAN JUNE 13, 1977)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MAMIE HALE, SUPERVISOR OF ACCOUNTS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING MARCH 1, 1979 AND ENDING AUGUST 31, 1979. (TO CONTINUE WITH MPDO, DEPARTMENT OF ADMINISTRATION, PURCHASING DIVISION - FIRST LEAVE BEGAN AUGUST 29, 1968)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M. HUNT, SENIOR INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING JANUARY 31, 1979 AND ENDING JULY 31, 1979. (ADMINISTRATIVE ANALYST, DIVISION OF INSPECTIONS, DEPARTMENT OF HEALTH AND WELFARE - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION APPROVING APPLICATION OF HOUSING AUTHORITY OF THE CITY OF NEWARK FOR QUITCLAIM CONVEYANCE BY STATE OF NEW JERSEY OF LANDS CLAIMED TO BE TIDELANDS, N.J.R-121. (COMBUSTION EQUIPMENT ASSOCIATES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 100 JUNK BATTERIES (APPROXIMATELY), PUBLIC WORKS (MOTORS), PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$3,000. PAYABLE TO DR. SOLOMON ZAROMB AND LARRY L. LEIFER, ATTORNEY AT LAW, 1980 SPRINGFIELD AVENUE, MAPLEWOOD, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT FOR FALSE ARREST ON SEPTEMBER 28, 1975, CHARGED WITH ASSAULT AND BATTERY ON NEIGHBOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Martinez.

February 21, 1979

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN AMOUNT OF \$250. TO WESLEY FRANKLIN, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT FOR DAMAGES INCURRED TO HIS MOTOR VEHICLE PARKED ON SUMMIT STREET WHEN STRUCK BY CITY TRUCK WHICH WAS BACKING OUT OF GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Absent During Roll Call: Councilmen Bottone, Martinez.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$3,000. PAYABLE TO FRANCESCO FERACO INDIVIDUALLY AND AS ADMINISTRATRIX OF ESTATE OF COSMO FERACO, DECEASED, AND ACCARDI AND KOCH, ESQS., P. O. BOX 158, ROSELAND, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT OF ALL CLAIMS AGAINST CITY AND POLICE OFFICER FORLENZA WHO SHOT AND KILLED COSMO FERACO WHILE TRYING TO BREAK UP A FIGHT BETWEEN MR. FERACO AND SEVERAL YOUTHS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Bottone.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK MADE PAYABLE TO THOMAS ZLEBEK, 412 AVENUE A, BAYONEE, NEW JERSEY, IN AMOUNT OF \$490.74, IN SETTLEMENT OF CLAIM FOR DAMAGES INCURRED TO HIS VEHICLE WHICH WAS PARKED WHEN CITY SANITATION TRUCK SLID INTO HIS VEHICLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.                    RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED OF PROPERTY  
297 HIGH STREET, BLOCK 2828, LOT 28, OWNED BY LILLIAN J. ROSE, WIDOW, FREE AND CLEAR,  
WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.                    RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO  
AN AGREEMENT WITH THE IRONBOUND FIRST AID SQUAD, TO EFFECT A VOLUNTARY CONTRIBUTION TO  
SAID IRONBOUND FIRST AID SQUAD, IN SUM OF \$2,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER A CHECK IN  
AMOUNT OF \$2,500., PAYABLE TO DOLORES D'ELIA, ADMINISTRATRIX OF ESTATE OF ARTHUR D'ELIA,  
DECEASED, AND ADAMS, ADUBATO, TAFRO & CONNELLY, ESQS., HER ATTORNEYS, UPON RECEIPT OF A  
GENERAL RELEASE DULY EXECUTED BY SAID ADMINISTRATRIX, STIPULATION OF DISMISSAL, AND  
SURROGATE'S LETTER OF ADMINISTRATION, IN SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED BY  
ARTHUR D'ELIA WHEN HE TRIPPED AND FELL ON UNEVEN SIDEWALK ABUTTING PROPERTY 178 POLK  
STREET ON OCTOBER 22, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.                    TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$100,277., STATE LAW ENFORCEMENT  
PLANNING AGENCY, PROJECT #3524, SUBGRANT NO. A-A:7-63-78 "UNIFIED VAILSBURG SERVICES  
ORGANIZATION PROJECT;" SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET. (\$5,278.  
REPRESENTING AMOUNT REQUIRED FOR MUNICIPALITIES SHARE WILL BE PROVIDED BY UNIFIED  
VAILSBURG SERVICES ORGANIZATION, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

February 21, 1979

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1979 CITY OF NEWARK BUDGET, STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT #3524, SUBGRANT NO. A-A:7-63-78 "UNIFIED VAILSBURG SERVICES ORGANIZATION PROJECT," \$100,277.; ITEM AVAILABLE FROM STATE LAW ENFORCEMENT PLANNING AGENCY. (\$5,278. REPRESENTING AMOUNT REQUIRED FOR MUNICIPALITIES SHARE WILL BE PROVIDED BY UNIFIED VAILSBURG SERVICES ORGANIZATION, INC. WITH APPROVAL OF STATE LAW ENFORCEMENT PLANNING AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1979 CITY OF NEWARK BUDGET, STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT 3539, SUBGRANT NO. P-15-79 "COMPREHENSIVE LAW ENFORCEMENT/CRIMINAL JUSTICE PLANNING," \$43,578.; ITEM AVAILABLE FROM STATE LAW ENFORCEMENT PLANNING AGENCY. (\$2,294. REPRESENTING AMOUNT REQUIRED FOR MUNICIPALITIES SHARE WILL BE PROVIDED FROM 1979 MUNICIPAL BUDGET, UNCLASSIFIED OPERATIONS, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$43,578., STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT #3539, SUBGRANT NO. P-15-79 "COMPREHENSIVE LAW ENFORCEMENT/CRIMINAL JUSTICE PLANNING;" SAID EMERGENCY FUNDS SHALL BE APPROPRIATED IN 1979 BUDGET. (\$2,294. REPRESENTING AMOUNT REQUIRED FOR MUNICIPALITIES SHARE WILL BE PROVIDED FROM 1979 MUNICIPAL BUDGET. UNCLASSIFIED OPERATIONS, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:



Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION COMMENDING AARON FRAZIER, THE NEWARK BOYS' CLUB "YOUTH OF THE YEAR," FOR OUTSTANDING AND MERITORIOUS ACHIEVEMENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION SUPPORTING EFFORTS OF THE UNITED COMMUNITY CORPORATION TO REORGANIZE IN AN ACCEPTABLE MANNER, THEREBY GAINING THE NECESSARY SUPPORT AND CONTINUED FEDERAL FUNDING THROUGH THE COMMUNITY SERVICES ADMINISTRATION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION SUPPORTING A TRANSFER OF FUNDS FROM EXCESSIVE MILITARY SPENDING TO SAVE OUR CITIES FROM ECONOMIC AND PHYSICAL DETERIORATION AND CRIME, LOWER TAXES AND ADMINISTER TO THE CITY'S SOCIAL NEEDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION REAPPOINTING SPECIAL POLICEMEN FOR THE YEAR ENDING DECEMBER 31, 1979. (WILLIAM D. McCOY, JR., LEONARD NORTH, JAMES E. JACKSON)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979. (JAMES E. BENNETT, GERARD DeGRAZIO, FREDERICK T. MITCHELL, EDWARD LUCAS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.      RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "UNIFIED VAILSBURG SERVICES ORGANIZATION" (RESOLUTION 7-R-1, NOVEMBER 1, 1978). (SLEPA-\$100,277., STATE BUY-IN-\$5,277., LOCAL CASH-\$5,278.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.      RESOLUTION RATIFYING CONTRACT WITH THE NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR YOUTH ENRICHMENT PROGRAM FOR TERM SEPTEMBER 1, 1978 TO FEBRUARY 21, 1979 (RESOLUTION 7-R-d, OCTOBER 4, 1978) AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO ENTER INTO CONTRACT WITH THE NORTH WARD EDUCATIONAL AND CULTURAL CENTER, ONLY RESPONSIBLE BIDDER, FOR FULL PERIOD TERMINATING AUGUST 31, 1979, FOR PURPOSE OF IMPLEMENTING THE "YOUTH ENRICHMENT PROGRAM." (SLEPA-\$82,755., STATE BUY-IN-\$4,597., STATE LOCAL REQUIRED CASH-\$4,598., TOTAL-\$91,950.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi.      RESOLUTION RATIFYING CONTRACT WITH F.O.C.U.S. FOR PROJECT GAINS FOR TERM AUGUST 14, 1978 TO FEBRUARY 21, 1979 (RESOLUTION 7-R-m, NOVEMBER 13, 1978) AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO ENTER INTO CONTRACT WITH FIELD ORIENTATION CENTER FOR UNDERPRIVILEGED SPANISH SPEAKING RESIDENTS OF THE CITY OF NEWARK (F.O.C.U.S.), ONLY BIDDER, FOR FULL PERIOD TERMINATING AUGUST 31, 1979, FOR PURPOSE OF IMPLEMENTING "PROJECT GAINS." (SLEPA-\$62,000., STATE BUY-IN-\$3,444., STATE, LOCAL CASH REQUIRED-\$3,445., TOTAL-\$68,889.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION RATIFYING CONTRACT WITH THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY OF THE CITY OF NEWARK FOR PERIOD APRIL 16, 1978 TO FEBRUARY 21, 1979; AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AGREEMENT WITH THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR PERIOD FEBRUARY 22, 1979 THROUGH APRIL 15, 1979, FOR PURPOSE OF CARRYING OUT LAND ACQUISITION AND CLEARANCE, RELOCATION, LAND DISPOSITION AND OTHER RELATED ACTIVITIES UNDER FOURTH ACTION YEAR OF H.C.D.A.; FOR MAXIMUM AMOUNT OF \$2,465,400. BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION, FOURTH ACTION YEAR. (NO ADDITIONAL CITY FUNDS REQUIRED) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$50,000., UNCLASSIFIED OPERATIONS, OTHER EXPENSES, ARSON PREVENTION FUND; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$27,720., NEWARK HEALTH PROMOTION PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

7-R-bm.      TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$27,720., NEWARK HEALTH PROMOTION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.      A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE MAYOR, BUSINESS ADMINISTRATOR AND THE DIRECTOR OF FINANCE TO INFORM THEM THAT, IN ALL FUTURE AUDITS OF FEDERAL AND STATE FUNDED PROGRAMS, THE MUNICIPAL COUNCIL SHALL BE RESPONSIBLE FOR INVITING REQUESTS FOR FEDERAL PROGRAM AND STATE PROGRAM AUDIT PROPOSALS, RECEIPT OF SAID REQUESTS, AWARD OF AUDITS, AND RECEIPT OF COMPLETED AUDIT REPORTS AND DISTRIBUTION TO THE APPROPRIATE CITY OFFICIALS, was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.      A MOTION URGING ESSEX COUNTY EXECUTIVE PETER SHAPIRO TO RESTORE ONE-HALF OF THE TEN PERCENT DECREASE PROPOSED FOR THE ESSEX COUNTY PARK COMMISSION 1979 BUDGET, was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.      A MOTION URGING ESSEX COUNTY EXECUTIVE PETER SHAPIRO AND ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO PROVIDE FUNDS IN THE 1979 COUNTY BUDGET FOR A COUNTY CONTRIBUTION TOWARDS THE OPERATION OF THE NEWARK PUBLIC LIBRARY, WHICH SERVICES NOT ONLY NEWARK, BUT THE SURROUNDING ESSEX COUNTY COMMUNITY, was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d.      A MOTION REQUESTING THE CORPORATION COUNSEL TO RENDER AN OPINION REGARDING THE PROPOSED AWARD OF A COMPREHENSIVE MAINTENANCE CONTRACT TO PORTERHOUSE MAINTENANCE BY THE CITY PURCHASING AGENT, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.            A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH DR. ERIC WILLIAMS, PRESIDENT, BOARD OF TRUSTEES, AND MR. JAMES TAYLOR, SECRETARY, OF THE ESSEX COUNTY PARK COMMISSION STRONGLY URGING THAT THERE BE NO BUDGET REDUCTION OR CURTAILMENT IN EXISTING RECREATION SERVICES AFFECTING THE FOLLOWING: WEST SIDE PARK PROGRAMS, WEEQUAHIC DAY CAMP, WEEQUAHIC URBAN TEACHING PROGRAM, WEEQUAHIC PARK EVENING LIGHTING FACILITIES FOR TENNIS AND BASKETBALL, AND NO REDUCTION IN PLAYGROUND PROGRAM ACTIVITIES AT WEEQUAHIC PARK, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f.            A MOTION STRONGLY OPPOSING ANY PLAN BY THE STATE OF NEW JERSEY TO ESTABLISH ADDITIONAL DRUG REHABILITATION FACILITIES IN THE CITY OF NEWARK, SINCE THE GOVERNING BODY FIRMLY BELIEVES THERE IS A SUFFICIENT NUMBER OF SUCH FACILITIES LOCATED WITHIN OUR CITY LIMITS; FURTHER, DIRECTING THE CITY CLERK TO SEND A COPY OF THIS MOTION TO ALL MEMBERS OF THE NEW JERSEY STATE LEGISLATURE, DR. JOANNE E. FINLEY, COMMISSIONER, STATE DEPARTMENT OF HEALTH, RICHARD J. RUSSO, ASSISTANT COMMISSIONER, ALCOHOL, NARCOTIC AND DRUG ABUSE UNIT, PETER SHAPIRO, ESSEX COUNTY EXECUTIVE AND ALL MEMBERS OF THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS, SEEKING THEIR SUPPORT OF COUNCIL'S POSITION IN THIS MATTER, was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Martinez, Villani, President Harris.

No: Councilmen James, Tucker.

Not Voting: Councilman Johnson.

7-M-g.            A MOTION COMMENDING ALL CITY AGENCIES, OFFICIALS AND EMPLOYEES WHO PARTICIPATED IN THE SUCCESSFUL EFFORTS BY THE CITY TO REMOVE SNOW AND REFUSE DURING THE RECENT SNOW-STORM, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

February 21, 1979

7-M-h.            A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE BUSINESS ADMINISTRATOR STRONGLY URGING THAT A STATIONARY FIREMAN BE ASSIGNED ON A PERMANENT BASIS TO CARE FOR THE BOILERS AT THE CITY GARAGE FACILITIES ON MILLER STREET NOW BEING UTILIZED BY THE DIVISION OF SANITATION, was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.            The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 8, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF LAND TO THE COUNTY OF ESSEX, NEW JERSEY FOR THE WIDENING OF IRVINGTON AVENUE, A COUNTY HIGHWAY, PURSUANT TO N.J.S.A. 40A:12-13 (b) (1) FOR THE SUM OF \$1.00."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b.            The City Clerk presented PROPOSED "ORDINANCE REQUIRING ESTABLISHMENT OF A LINE ITEM BUDGET IN CONNECTION WITH DISBURSEMENTS OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; FURTHER, PROHIBITING BUDGET TRANSFERS WITHOUT PRIOR APPROVAL OF THE MUNICIPAL COUNCIL."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

PETITIONS.

None.

February 21, 1979

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from January 31, 1979 to February 9, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's PTA	7691 (Amended)
St. James Roman Catholic Church	7851 (Amended)
Alanon Association Inc.	7880 (Amended)

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society, Sacred Heart Church, Vailsburg	7823 (Amended)
James G. Shawger Home and School	7890
Essex Catholic High School Fathers' Association, Inc.	7891
Holy Name Society Sacred Heart Church, Vailsburg	7892
Holy Name Society Sacred Heart Church, Vailsburg	7893
St. Mary's Guild for Children	7894
St. Mary's Guild for Children	7895
Branch Brook Home and School Association of Branch Brook School	7896
Ebenezer Baptist Church	7897
St. John's Guild	7898

A motion to concur in the Report was made by Councilwoman Villani, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

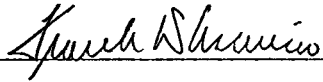
February 21, 1979

ADJOURNMENT.12.

A motion to adjourn this meeting was made by Councilman Johnson, seconded by Councilwoman Villani and adopted by the following votes:

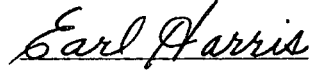
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 10:10 P. M.

APPROVED:

Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, February 27, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:15 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 8, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of communication dated February 8, 1979 from Council President Harris calling a special meeting of the Municipal Council for Tuesday, February 27, 1979 at 11:00 A. M., or as soon thereafter as the Council can convene, for the purpose of introducing the 1979 Municipal Budget, and to consider legislation in connection therewith.

#### RESOLUTIONS.

7-R-a-1. RESOLUTION REQUESTING THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO EXTEND FROM MARCH 20, 1979 TO APRIL 2, 1979, AS THE DATE FOR FINAL FILING OF THE 1979 ADOPTED BUDGET OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b-1. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION IN 1979 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY, "MISCELLANEOUS REVENUE," WATER RENTS, \$3,750,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 27, 1979

February 27, 1979

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, President Harris.

No: Councilmen Carrino, James, Martinez, Villani.

7-R-c-1. RESOLUTION APPROVING 1979 CAPITAL BUDGET FOR THE CITY OF NEWARK, IN THE AMOUNT OF \$35,056,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d-1. RESOLUTION INTRODUCING THE LOCAL BUDGET OF THE CITY OF NEWARK FOR THE YEAR 1979, AUTHORIZING ADVERTISING AND ESTABLISHING THE HEARING DATE ON THE BUDGET AND TAX RESOLUTION AS MARCH 27, 1979, AT 11:00 A. M.

(Copy of resolution submitted to each Member of the Council)

The City Clerk read the following:

"The hearing on the budget and tax resolution will be held in the Council Chamber on March 27, 1979 at 11:00 A. M. Explanatory statement is as follows:

General Appropriations for year 1979:

Appropriations within 5% "CAPS"

Municipal Purposes is \$112,043,703.58

Appropriations excluded from 5% "CAPS"

Municipal Purposes is \$86,561,671.87

Local District School Purposes in Municipal Budget is \$12,775,304.00

Total General Appropriations excluded from 5% "CAPS" is \$99,336,975.87

Reserve for Uncollected Taxes is \$15,121,000.00

The Total General Appropriations is \$226,501,679.45

Less: Anticipated Revenues other than Current Property Tax is \$181,978,924.41

Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes is \$44,350,540.04

Addition to Local District School Tax is \$172,215.00."

February 27, 1979

1415

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Villani, President Harris.

No: Councilmen Carrino, Martinez, Tucker.


ADJOURNMENT.

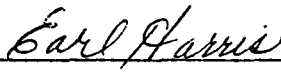
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:25 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
\_\_\_\_\_  
President



Newark, New Jersey, February 27, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:25 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 22, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter, dated February 22, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council on Tuesday, February 27, 1979, at 1:00 P. M., or as soon thereafter as the Council can convene, in order to give the Municipal Council an opportunity to accept or reject proposed Resolution authorizing the Director of Engineering to execute a contract on behalf of the City of Newark with Pet-Am Co. for the collection of solid waste. The necessary members of the Administration will be available at that time to answer any questions the Municipal Council may have concerning this matter.

#### RESOLUTIONS.

7-R-a-2. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE (CONTRACT NO. 77-03R) WITH CONTRACTOR PROVIDING FOR COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE I-A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

(Resolution removed from the table February 7, 1979)

February 27, 1979  
# 2

February 27, 1979

The City Clerk related he is receipt of certification of available funds from the Director of Finance stating that there is \$1,250,000. appropriated in the 1979 Budget.

Councilman Martinez read into the record letter dated February 19, 1979 from His Honor, Mayor Kenneth A. Gibson.

"February 19, 1979

Municipal Council  
City of Newark  
City Hall  
920 Broad Street  
Newark, N. J. 07102

Gentlemen:

In the month of December, this Administration proposed, for your consideration, a resolution to authorize settlement of the claim filed by PET-AM Co. by the award of a three-year contract for the collection of refuse in approximately one-third of the City. If approved, this settlement would provide for PET-AM Co. to assume complete responsibility for the collection of both household and bulk refuse in an area running through the center of Newark, touching on four of the five wards.

The concept of contract collection has been supported by the Administration for some time, based on extensive analysis of its use in other municipalities both nearby and across the nation. A contract operation frees the City of many of the onerous burdens associated with the refuse responsibility including those of vehicle acquisition and maintenance, field supervision, personnel recruitment and the like. Contracts offer the additional advantage of guaranteed costs, without the potential for unexpected increases or the formation of unfunded liabilities, such as those caused by most pension funds.

Settlement of the current litigation will allow the City to explore these advantages without completely eliminating the alternative of returning to an in-house program in the future. The three-year duration will allow sufficient time for a realistic assessment of the contract method, but shall not bind the City of any eternal commitment to this approach.

The settlement will require that the contractor provide the services at a bid price that is now several years old. In other words, a settlement will save the City money because inflation since the original bid would undoubtedly cause any new bids to be higher.

In order to provide funding for the contract, it will be necessary to reduce certain of the City's current personnel costs in both the Divisions of Sanitation and Motors if any people are laid off. Most of those displaced can be expected to find employment with the contractor which should minimize the amount of disruption to the personal affairs of those so affected.

February 27, 1979

1118

May I request you to consider this important matter at your next meeting, at which time I shall await your approval.

Sincerely,

Kenneth A. Gibson"

Councilman Martinez stated at the special conference today, Business Administrator Buck, Corporation Counsel Perillo, Public Works Director Toma and Budget Officer Banker brought out various points why they were in favor of this particular contract. They indicated one-third of the cost now is approximately \$2.2 million to the City of Newark. It would be cost saving. They would not have to purchase new equipment for that one-third. They also indicated if this contract were defeated, they would once again go out and attempt to venture into the private sanitation business, so virtually their minds are determined. It appears that new bids would not be at the same cost factor that they currently have, which is a 1977 figure.

Councilman Martinez recalled during snow removal, particularly last year, some of the Council Members expressed dissatisfaction with the trash pickups and called for the removal of former Public Works Director Friscia and present Public Works Director Toma.

Councilman Martinez continued Business Administrator Buck indicated this would be a better delivery service and cheaper to the taxpayers. Councilman Martinez felt the Division of Sanitation has tried to do everything they could with the manpower, but because of faulty equipment and other reasons, this attempt could not be fulfilled. The President of Sanitation Laborers Union, Local 945, stated there would be layoffs. It appears the figure is approximately 95 men. The private contractors would pay \$2.00 to \$3.00 an hour more per man if they were hired by private contractors. Business Administrator Buck also indicated private contractor has a commitment to hire 80% of the people from Newark. Councilman Grant suggested an amendment to this particular contract which he felt would be in the best interest of everyone concerned. Councilman Martinez referred to the private consultant evaluation study made by Columbia University, which indicated that private sanitation pickup is cheaper and the best way to go in the refuse collection business.

Councilman Grant suggested an amendment to the resolution that the awarding of this contract to Pet-Am Co. shall offer employment to and absorb all persons terminally affected by this action and be afforded fringe benefits consistent with the company policy and personnel constraints.

February 27, 1979

Councilman James contended he cannot support the position to mandate the private contractor hire people laid off by the City. If they are stating it is mandatory for the contractor to take all the people being laid off, it is a position he can support, but he questions if they can do it legally. He asked if the Council is saying they are going to vote on this contract and if the contractor does not hire everyone laid off, the contract would be null and void, or are they saying they can have a contract and then mandate the contractor pick up all the people laid off by the City. No one knows how many people the City is going to lay off.

Councilman James further questioned the finalization of a bid which was advertised in the newspaper. Now they are adding something which was not advertised, not part of the original bid. Pet-Am Co. bid on something. This is not a verbal contract.

Councilman Tucker felt the spirit of the amendment speaks for itself. If the Council is amenable to approve the resolution with the amendment, then the contractor was to make the decision.

Councilman James stated if the Council votes in the affirmative for the contract, with this amendment, and they go to court to prove it was not advertised with the amendment, and the Judge would say they would have to award the contract as advertised, then his vote is being recorded in favor of the contract, when in fact he is opposed to the contract without the amendment. Councilman James opined the amendment could not be added.

Councilman Carrino concurred with Councilman James. He said the one thing they were told was in the contract, the contractor agreed to pick up 80% of the Newarkers who were going to be laid off. Anything else will be outside of the specifications of the contract.

Councilman Tucker recalled at the time of the original contract, 2½ years ago, all of them were aware of the proviso regarding employees affected. Two years ago the number was 167 rather than 90 which they are dealing with today. He clearly remembers Business Administrator Buck stated all employees that would be laid off by the City, who were affected by the contract, would be hired by the contractor if he was the successful bidder. He thinks the 80% figure that Business Administrator Buck talked about is a new figure, not necessarily the fact that all employees who were affected would be picked up by the contractor.

(Corporation Counsel Perillo appeared before the Municipal Council)

Councilman James said he was opposed to the contract as presently drafted and advertised. Councilman Grant suggested an amendment which indicates the successful bidder in this case would have to absorb all of the men being laid off as a condition of



February 27, 1979

1120

accepting the contract. Councilman James posed the question in view of the fact the amendment was not advertised with the original specifications, if the Council can award the contract conditioned upon accepting the amendment.

Corporation Counsel Perillo responded he does not know whether or not the bidder has consented in this case. The whole purpose of the bidding in the specifications is to lay out the rules under which the bidder responds. By his responding, he is agreeing to the specifications. The Council cannot then change the specifications without the contractor's consent after the fact.

Councilman Martinez asked if the contractor agrees to the condition whether or not that would be acceptable.

Corporation Counsel Perillo replied quite frankly he does not know. He does not know whether or not they can change the specifications even with the contractor's consent. If the Council adopts the resolution with that condition, and even if the contractor is agreeable to that condition, he would still like an opportunity to take a look at the amendment to see whether or not it is proper. There are other bidders involved in the process. Corporation Counsel Perillo suggested if that is the sentiment of the Council, to adopt the resolution with the condition subject to the approval of the contractor and subject to his review and approval. If the contractor does not agree, then he does not have to review it and if the contractor agrees, he will review it and get back to the Council.

A motion to amend the resolution by adding thereto, "The awarding of this contract to Pet-Am Co. shall offer employment to and absorb all persons terminally affected by this action and be afforded fringe benefits consistent with the company policy and personnel constraints," was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Martinez, Villani.

No: Councilman James, President Harris.

Not Voting: Councilmen Johnson, Tucker.

A motion to adopt the resolution, as amended, was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Martinez, Villani.

No: Councilmen James, Johnson, Tucker, President Harris.

ADJOURNMENT.12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

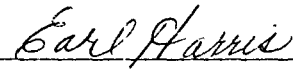
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:55 P. M.

APPROVED:

Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, March 7, 1979

1132

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend M. B. Brown, The Greater Providence Missionary Baptist Church, Inc.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman James arrived 1:50 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 27, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented CETA QUARTERLY REPORTS FOR QUARTER ENDED DECEMBER 31, 1978, SUBMITTED BY BUSINESS ADMINISTRATOR BUCK.

(Copy submitted to each Member of the Council)

A motion that the quarterly reports be received and staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Carrino, and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented 1978 ANNUAL SUMMER FOOD PROGRAM REPORT, SUBMITTED BY BUSINESS ADMINISTRATOR BUCK.

(Copy submitted to each Member of the Council)

March 7, 1979

March 7, 1979

A motion that the Annual Report be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.            The City Clerk presented 1978 ANNUAL REPORT OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS.

A motion that the Annual Report be received was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.            The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS FOR PERIOD ENDING JANUARY 5, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-6, FOR PERIOD ENDING JANUARY 12, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-J, HCDA-S AND R-121, FOR PERIOD ENDING JANUARY 19, 1979; INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS FOR PERIOD ENDING JANUARY 26, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA, FOR PERIOD ENDING FEBRUARY 2, 1979; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-6, FOR PERIOD ENDING JANUARY 5, 1979; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-6 AND R-38, FOR PERIOD ENDING JANUARY 12, 1979 AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING JANUARY 19, 1979, JANUARY 26, 1979 AND FEBRUARY 2, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.            The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF JANUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilman Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JANUARY, 1979.

A motion to approve the Report of Contracts Awarded was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JANUARY 17, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JANUARY 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JANUARY 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curblin of Ruth Street and extending 25 feet southerly therefrom)

March 7, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES, OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

March 7, 1979

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A LEASE ON BEHALF OF THE CITY OF NEWARK, FOR THE BENEFIT OF THE CIVIL DEFENSE DISASTER CONTROL CENTER WITH IVY HILL PARK APARTMENTS, INC., SECTION II, TO LEASE CERTAIN ROOMS IN BASEMENT OF PREMISES DESIGNATED 35 MANOR DRIVE, NEWARK, NEW JERSEY, KNOWN ALSO AS BUILDING #2, IVY HILL PARK APARTMENTS, NEWARK, NEW JERSEY.

(Term of two years from September 1, 1978 and ending August 31, 1980, at rent to be paid in quarterly installments of \$2,250.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON ROSEVILLE AVENUE AND SOUTH 14TH STREET.

(Deleting Roseville Avenue, West side, from West Market Street to Route 280 Collector Road

March 7, 1979

Adding South 14th Street, West side, in front of house number 871)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF LAND TO THE COUNTY OF ESSEX, NEW JERSEY FOR THE WIDENING OF IRVINGTON AVENUE, A COUNTY HIGHWAY, PURSUANT TO N.J.S.A. 40A:12-13(B)(1) FOR THE SUM OF \$1.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

6-F-g.

The City Clerk read AN ORDINANCE REQUIRING ESTABLISHMENT OF A LINE ITEM BUDGET IN CONNECTION WITH DISBURSEMENTS OF COMMUNITY DEVELOPMENT GRANT FUNDS; FURTHER, PROHIBITING BUDGET TRANSFERS WITHOUT PRIOR APPROVAL OF THE MUNICIPAL COUNCIL.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to arrange a meeting with representatives of Administration to discuss this matter in full prior to the next meeting was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.



March 7, 1979

A motion to remove from the Table "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON TRED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED," and consider on First Reading was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection - Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled December 20, 1978)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance removed from the table March 7, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

A motion to consider Item 8-i on Ordinances for First Reading, was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE

March 7, 1979

CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER ARBITRATOR'S DECISION FOR THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12)

	Number of Positions	Annual Minimum Salary	Middle Step	Annual Maximum Salary
(Police Officers	1,522	\$14,700.	\$15,351.	\$16,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

A motion to consider Item 8-j on Ordinances on First Reading, was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO ADJUST SALARIES AS PER ARBITRATION AWARD FOR THE PROFESSIONAL FIRE OFFICERS ASSOCIATION, LOCAL 1860, IAFF, AFL, CIO)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

March 7, 1979

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

A motion to consider Item 8-e on Ordinances for First Reading, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k. The City Clerk read AN ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF HARDYSTON, A CERTAIN 48 ACRE PORTION OF BLOCK 36, LOT 9, IN EXCHANGE FOR LANDS OWNED BY MARIO AND JOSEPHINE IANNELLI IN THE TOWNSHIP OF HARDYSTON KNOWN AS BLOCK 36, LOT 28 AND FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EFFECTUATE SUCH EXCHANGE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law.. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

6-F-l. The City Clerk read AN ORDINANCE TO SUPPLEMENT TITLE 20, CHAPTER 2, FIRE DEPARTMENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH AN ARSON PREVENTION FUND)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,

March 7, 1979

President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give publication of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 21, 1979.

A motion to consider Item 8-a on Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Johnson and failed of adoption by the following votes:

Yes: Councilmen Carrino, Johnson, Martinez, Tucker,

No: Councilmen Bottone, Grant, Villani, President Harris.

A motion to table Item 8-a was made by President Harris, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Bottone, Grant, Villani, President Harris.

No: Councilmen Carrino, Johnson, Martinez, Tucker.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading on February 21, 1979. This ordinance will be advertised in accordance with law and a hearing date set.

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET.

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

March 7, 1979

1132

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ENGINEER, STRUCTURAL).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title, title code, annual minimum and annual maximum salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Engineer	1977	\$ 16,369	\$ 19,887
(Structural)	1978	17,179	20,881
154500			

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, indicated that when the Department of Engineering was established some years ago, it was established with the understanding that this new division would provide all engineering services to all other departments and agencies in the City. He questioned whether that policy has been abandoned.

Chief Analyst Polster explained the title was previously created and there was a lower salary and that salary had not been adjusted as per other salaries. He believes this ordinance will adjust the salary to bring it in line with the cost of living raise given to other employees.

Councilman Carrino said to his knowledge this is not a new position. The reason why it is still listed under Department of Health and Welfare is because at the time it was created there was no Engineering Department and all the Engineers were out of the Department of Health and Welfare.

March 7, 1979

Mr. Henderson said the only thing he can understand from this ordinance is that they are creating a position of Principal Engineer in the Department of Health and Welfare. He questioned whether that was incorrect.

Councilman Carrino replied not that it is incorrect, but that is the original title. Whenever we have to make a salary adjustment, the ordinance has to state what the original title is.

Mr. Henderson questioned if there is a Principal Engineer assigned exclusively to the Department of Health and Welfare.

Chief Analyst Polster clarified that this was a title in the Division of Inspections, Department of Health and Welfare, this remains in there. This is a title that will remain in the Department of Health and Welfare, it is not filled now. It provides for an adjustment in 1977 and 1978.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: They yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Motion 7-M-a at this time was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

#### MOTIONS.

7-M-a. A MOTION COMMENDING THE VALUABLE WORK OF JOSEPH J. O'HARA, THE RESPECTED NEWARK BUSINESSMAN AND CIVIC LEADER WHO HAS BEEN VERY ACTIVE IN MANY WORTHWHILE FRATERNAL, EDUCATIONAL, SOCIAL AND RELIGIOUS ACTIVITIES SERVING THE GREATER NEWARK AREA; FURTHER, THAT IN RECOGNITION OF HIS GREAT CONTRIBUTION TO OUR COMMUNITY, THE MUNICIPAL COUNCIL HEREBY DESIGNATES THE INTERSECTION OF ROSEVILLE AVENUE AND ORANGE STREET AS "O'HARA SQUARE" DURING THE PERIOD MARCH 12 - MARCH 18, 1979, WHICH TIME INCLUDES THE LOCAL

CELEBRATION OF SAINT PATRICK'S DAY AND PARADE IN WHICH JOSEPH J O'HARA WILL PRESIDE AS GRAND MARSHAL, was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bototne, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to consider Motion 7-M-b at this time was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION RECOGNIZING THE OCCASION OF THE 1979 SAINT PATRICK'S DAY PARADE IN NEWARK, AND EXTENDING THE BEST WISHES OF THE NEWARK MUNICIPAL COUNCIL TO ALL CITIZENS OF OUR CITY, ESPECIALLY THOSE OF IRISH DESCENT WHO LOOK FORWARD WITH PRIDE TO THIS HAPPY CELEBRATION IN HONOR OF THE PATRON SAINT OF IRELAND; FURTHER, EXTENDING WARM GREETINGS AND GOOD WISHES TO JOSEPH J. O'HARA, GRAND MARSHAL AND VALERIE FEENEY, DEPUTY GRAND MARSHAL OF THE 1979 NEWARK SAINT PATRICK'S DAY PARADE AND TO ALL CITIZENS AND ORGANIZATIONS WHO WILL PARTICIPATE IN THIS YEAR'S CELEBRATION AND FESTIVITIES, was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Bottone, in behalf of the Municipal Council presented suitably inscribed Motions to Joseph J. O'Hara, Grand Marshal and Valerie Feeney, Deputy Grant Marshal of the 1979 Newark Saint Patrick's Day Parade.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 13 HUNTER STREET BLOCK 2777, LOT 34, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 13 Hunter Street, Newark,

March 7, 1979

New Jersey, Block 2777, Lot 34, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1,900. pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN FOR THE CENTRAL WARD URBAN RENEWAL PROJECT, N.J.R-32 (SIXTH AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7Ra adopted May 5, 1965; 7Ri adopted January 4, 1967; 7Rcg adopted March 21, 1973; 7Rbl adopted July 16, 1975; 7Ry adopted April 21, 1976; and Municipal Council Ordinance 6S & Fd adopted March 15, 1978 approved an Urban Renewal Plan and Amendment thereto for the Central Ward Urban Renewal Project (N.J.R-32); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved an amendment consisting of: (1) a change in the presently designated land use in the parcel of land located generally at the corner of Avon Avenue and Bergen Street from "General Commercial" to "Semi-Public"; (2) a change in the presently designated land use in the parcel of land located generally at the corner of Bergen Street



March 7, 1979

and Waverly Avenue from "Semi-Public" to "Residential Medium Density"; (3) a change in the presently designated land use in the parcel of land located along Seventeenth Avenue, between the proposed housing and light industrial parcels, and running through to Eighteenth Avenue from Light Industrial to Public (Park); and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning body; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rj adopted November 28, 1961 that the Project Area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.
2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.
3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.
4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.
5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.
6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.
7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

March 7, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE ST. BENEDICT'S URBAN RENEWAL PROJECT N.J.R-123 (FIFTH AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7RBr, adopted December 21, 1966; and 7REa adopted March 21, 1973, 7Rch adopted September 4, 1974, and 7Rr adopted April 7, 1976, and 6S&F-1 adopted April 6, 1977, approved an Urban Renewal Plan and Amendments thereto for the St. Benedict's Urban Renewal Project (N.J.R-123); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved an additional amendment to said Urban Renewal Plan, said amendment consisting of: (1) change in the land use designation of the parcel, fronting along the southerly line of Branford Place from High Street to a point approximately 418 feet easterly from High Street, from General Commercial use to Semi-Public use, and (2) a change in the land use designation of the parcel bounded generally by Arlington Street, William Street, Nicholson Street and vacated Augusta Street, from Light Industrial use to Semi-Public use; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning body; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rj adopted September 1, 1965 that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.
2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.
3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.
4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.
5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.
6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.
7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 7, 1979

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN FOR THE SOUTH ORANGE AVENUE COMMUNITY DEVELOPMENT AREA, CITY TAX BLOCK 4180, LOTS 1 AND 2.

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by Resolution on January 16, 1979, a copy of which is attached hereto, a Redevelopment Plan for the So. Orange Avenue Community Development Area, City Tax Block 4180, Lots 1 & 2 (hereinafter referred to as "Target Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Target Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the objectives of the Redevelopment Plan cannot be achieved through rehabilitation of the Target Area.

Section 4. That in order to facilitate the implementation of the Redevelopment Plan it is found and determined that certain official action must be taken by this Body and accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 6. That development activity shall only be related to City Tax Block 4180, Lots 1 and 2, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

March 7, 1979

1140

Section 7. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 8. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE CONCERNING PAYMENT OF MUNICIPAL LIENS AND SUCH OTHER RECORDED LIENS OR RELATED CHARGES ON FIRE DAMAGED PROPERTIES IN CERTAIN INSTANCES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Every insurance company is prohibited from paying an insured, any claim in excess of \$2,500.00 for fire damages on any real property located within the City of Newark pursuant to any fire insurance policy issued or renewed after the effective date of this ordinance and after the filing of this ordinance with the State Commissioner of Insurance, until such time as the insured person submits an official Certificate of Search for municipal liens pursuant to R.S. 54:5-12 certifying that all taxes, assessments or other municipal liens or charges, levied and assessed, and due and payable, against the insured property have been paid either by the owner of such real property, or by the insurance company pursuant to Section 2 of this Ordinance, or the City of Newark submits a certified copy of a Resolution adopted pursuant to Section 3 of this Ordinance.

The official Certificate of Search may, from time-to-time be altered, by the bonded official responsible for preparing such certificates, in order to correct any errors or omissions or to add any municipal liens or related charges due and payable subsequent to the preparation of the official certificate.

Section 2. Unless the Resolution, referred to in Section 1, above, is received by an insurance company pursuant to Section 3 of this Ordinance, an insurance company is hereby authorized and required, prior to the payment of any claims for fire damages in excess of \$2,500.00, to pay to the City of Newark the amount of the liens appearing on the official certificate and such other recorded liens or related charges as may be certified to the insurance company; provided, however, that if an appeal is taken on the amount of the lien or charge, other than an appeal on the assessed valuation of real property pursuant to R.S. 54:3-21, the insurance company shall withhold 75% of the full amount of the lien or charge contested, pending termination of all proceedings, at which time such moneys and all interest accruing thereon at a rate paid on interest bearing accounts in banking institutions or savings and loan associations in the State, shall be disbursed in accordance with the final order or judgment of the Court.

Section 3. The Municipal Council of the City of Newark may enter into, or may authorize the Tax Collector by Resolution to enter into agreements with the owners of any fire damaged property to pay in full all delinquent taxes, assessments or other municipal liens by installments pursuant to R.S. 54:5-19, or for redemption of the tax sale lien by installment payments pursuant to Article 7 of Chapter 5 of Title 54 of the Revised Statutes, if the Municipal Council is satisfied that the claim for fire damages is to be used to restore or improve the fire damaged property. An insurance company receiving a certified copy of such resolution adopted by the Municipal Council is authorized to make full payment on the claim to the insured person.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

Section 5. A certified copy of this Ordinance shall be filed by the City Clerk with the New Jersey State Commissioner of Insurance.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. FRED NATAL, 140 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, representing the St. Columba Neighborhood Group congratulated the Municipal Council for the steps it has taken to deal with the serious problem of arson in the City of Newark. He said the ordinance by the Council and the bounty fund established by the Council are positive ways to stop the burning of our neighborhoods.

The speaker spoke on the lack of code enforcement by the City, practices permitting over-insurance of buildings, red lining by banks and other actions which result in withdrawal of services from specific neighborhoods. The speaker referred to instances where slumlords are not being investigated to the fullest and governmental agencies charged with the responsibility of investigating arson are understaffed and overworked.

The speaker made several recommendations urging the City to expand the powers of the Arson Squad; priorities should be given to hiring additional Code Inspectors; relocation benefits to be made to fire victims; comprehensive relocation program; enforcement of the State's Landlord's Registration Act; and enforcement of ordinances

March 7, 1979

requiring landlord registration with the Rent Control Board.

Mr. Natal made several proposals for the elimination of these problems and urged the Council to give their serious attention to the matters he addressed himself to.

Councilman Carrino said the first thing the speaker should do is communicate with the State Legislature. Unfortunately, this ordinance that we are introducing, according to the State Legislation, means that the first mortgagor still has the right to collect whatever fire damages are involved and then the City comes in and gets the damages for whatever taxes or liens that are owed. What is happening with the slumlords is that they are becoming the first mortgagors on paper so that even with this ordinance, we are not getting what we want out of it because they are still going to get the first amount of money paid out of the insurance. The State Legislature has built that in probably because of special interests, such as banks, and savings and loans which provide mortgages. We are not trying to deprive legitimate mortgage companies from getting first preference as far as the money is concerned on insurance policies, but the Legislators have provided an open slot now for the illegitimate mortgage holders to collect the money before we get our taxes. We have already inaugurated a communication to the State explaining this situation and he thinks it would be a good idea if Mr. Natal's coalition also did the same thing with the Essex and Hudson Legislators trying to deal with the area most affected that this loophole that is built into this legislation is amended or else we will be in the same boat as far as the slumlords are concerned, they are still going to get their money out of the fire.

Councilman Tucker said he felt the speaker's remarks relate to the response of the City dealing with the argument, although this particular ordinance only relates to the City being in receipt of some sort of reimbursement for taxes owed. He thinks the concerns the speaker raised are valid. There is a committee on which Councilman James, Johnson, Villani and himself are working towards the whole question of relocation and also dealing with most of the things the speaker raised. They will be meeting in the future and will notify him accordingly. There will be four Motions that are going to be presented today, specifically dealing with relocation. He suggested the speaker meet with the Council Committee. State Statute indicates the amount we can pay on reimbursement. The problem is that they are saying we can pay it but they are not going to give us enough money to pay it. There are questions about Section 8 Relocation, it is their intent to lobby in Washington to try to get an amendment, but he thinks most of the concerns raised by the speaker probably can be handled with the Council Committee working

March 7, 1979

on that whole area. The arson situation they may be able to discuss but the majority of the concerns the speaker raised will probably be dealt with at the Council Committee meeting. They can have the City Clerk apprise him when the meeting will take place. They had a meeting last Friday and that is how the 4 Motions came about. They will probably be meeting within the next two weeks.

Councilman Martinez felt what the speaker submitted to each Member of the Council was constructive. He thinks copies of this particular proposal be submitted to Director Caufield, as indicating for more Arson Squad personnel and more powers within the Arson Squad, Director of Health and Welfare Morgan, for more code enforcement, Acting Director of Mayor's Policy and Development Office, dealing with HCDA funds and HCDA planning, Business Administrator Buck, who should review proposal of St. Columba Neighborhood, Real Estate Commission and Corporation Counsel Perillo, dealing with legality. Mr. Natal indicated we should look into back taxes and he agrees with him because a lot of these places that are being burned are seriously in debt to the City of Newark. Also Commissioner LeFante, Department of Community Affairs, should get a copy of this proposal. Those Newarkers who are homeowners realize the problem because the media plays on arson in Newark and because of the Fire Director indicating that many fires are of suspicious nature in the City of Newark, especially the last few weeks. For those persons trying to get fire insurance now in Newark, it is very difficult. He knows the speaker has indicated they should pay the market value, but that is up to the insurance company. The Council has nothing to do with it. He also indicated that they should swear to what was burned and it would not also be up to the Council. He felt the speaker had many fine constructive ideas in the proposal. He doesn't think it should be read and let die but felt that copies should be submitted to those people he indicated.

The City Clerk was directed to forward a copy of Mr. Natal's statement to the following individuals in order that they might evaluate remarks made in connection with their particular agency and requesting that they study this statement and take whatever action necessary in those instances where their agency is concerned: Fire Director Caufield; Director of Health and Welfare Morgan; Acting Executive Director Allen, Mayor's Policy and Development Office; Business Administrator Buck, Corporation Counsel Perillo, Commissioner LeFante, Department of Community Affairs, Police Director Williams and Real Estate Commissioner Milano.

President Harris stated the matter on the agenda is item 6-Ph, S & F-g, which means the public has a right to come forth and relate to the matter that is on the agenda. That does not entitle an individual to go astray in any way from what is on the



March 7, 1979

agenda for discussions have to and must be specifically in that given area. Otherwise we will be going contrary to an existing rule that we operate under. Certainly we never will in any way deny a person from stating their objections or in a few instances the fact they support matters the Council is working on.

MRS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, indicated she did not understand the ordinance.

Councilman Carrino explained this ordinance will allow the City, in the case of any fire or any case of arson, to collect all taxes due the City before the landlord gets any money from the insurance company. It is nothing controversial that any one should speak against because if someone owes the City \$5,000., if the insurance company gives him \$50,000. we will not get the \$5,000. What this ordinance is doing is getting the City what is owed us first and then the insurance company will settle for whatever amount they are entitled to.

Councilman Carrino reiterated so that no one feels confused, this ordinance simply deals with the City collecting insurance payments on whatever is owed them in taxes before any landlord has the right to collect money from the insurance companies.

Councilman Tucker thought there needs to be clarification. Most of us are aware of what took place in the City of Newark possibly two years ago which involved a fire on Broad Street. He thinks most of us remember at that time there was a tremendous amount of publicity which indicated the City of Newark went to court to seek the reimbursement of funds we had to lay out. The building burned, it was a health hazard to the safety of the residents around the Broad Street area. The landlord refused to do anything. So what took place, we as the City took the owner to court demanding he tear the building down. What took place was the Judge indicated at that point and time that there was no way under present State Statute we had a right to demand reimbursement, not just on taxes but also on demolitions. The City had to tear the building down, taxpayers money was used to tear the building down and there was no State Statute to enable us to sue the owner of the property prior to his being in receipt of the insurance money. Based on that case and other cases that have taken place in the State of New Jersey, a law was introduced and passed and that law enables cities such as Newark to move by ordinance to put into effect, the law, agreeing with the State Statute, which would mean that if we run into a situation like that on Broad Street again, he thinks that demolition cost us about \$100,000. that prior to the owner being in receipt of the funds, the City of Newark has an option or liens first and taxes will be paid. That is all this ordinance basically does. It does not deal with anything else.

March 7, 1979

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to reconsider Item 8-a on Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen James, Johnson, Martinez, Tucker.

No: Councilmen Bottone, Carrino, Grant, Villani, President Harris.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED (TO ADJUST SALARY OF INTERPRETER, SPANISH, CITY CLERK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor" adopted May 4, 1977 (6-S & F-e) as amended, be and the same is hereby amended to adjust the salary as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Interpreter, Spanish, City Clerk	\$8,173.00	\$9,748.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefore, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE TRUST FOR PUBLIC LAND, NEW JERSEY, FOR PREMISES COMMONLY KNOWN AS 11 HILL STREET, BLOCK 93, LOT 44, ROOM 502, FOR THE SUM OF FIVE THOUSAND, THREE HUNDRED TWENTY-EIGHT DOLLARS AND SIXTY CENTS (\$5,328.60) PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF ONE (1) YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Trust for Public Land, New Jersey is a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 11 Hill Street, Block 93, Lot 44, Room 502, Newark, New Jersey, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with Trust for Public Land, New Jersey, for a term of one (1) year at an annual rental of five thousand three hundred twenty-eight dollars and sixty cents (\$5,328.60) or County taxes, whichever is greater; and
4. That the subject premises shall be used by the tenants for the promotion of the health, safety, morals and general welfare of the community pursuant to N.J.S.A. 40A:12-14(i) in its development of public park land for approximately 500 persons; and

March 7, 1979

5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the leasehold was put, the activities of the tenant undertaken in furtherance of the public purposes for which this lease is granted, the approximate value or cost of any activities conducted on the leased premises; an affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal Law; and
6. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
7. That the tenant shall not be permitted to erect any structures upon the leased premises, and subletting is prohibited; and
8. That a copy of the Certificate of Incorporation for said tenant, filed in the Office of the Secretary of the State of New Jersey on December 30, 1974, setting forth the purposes of said corporation is attached hereto and made part hereof.
9. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### HEARINGS OF CITIZENS.

6-HC-a.      MRS. BESSIE WALKER WILLIAMS, 35 VAN VECHTEN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council informing them that they do not have a food program at their building and urged the Municipal Council to do something about instituting a food program at this project.

Councilman Carrino commented that there are six senior citizens buildings in the North Ward and they don't have a lunch program.

6-HC-b.      MRS. RUBY MC PHERSON, 339 WEST KINNEY STREET, NEWARK, NEW JERSEY, addressed

March 7, 1979

the Municipal Council indicating that she has been before the Municipal Council previously about the house next to hers that was torn down since last April, causing a large hole on her property. They finally brought dirt to fill it in January. There was damage done and she reported this to Mr. Schwarz of the Law Department who gave her two forms to fill out and told her to get an estimate on the damages done to her house and she did that and brought it back to Mr. Schwarz. It will be one year and nothing has been done. When the men were demolishing the house next to hers she informed them to be careful because if they pull it down, it will affect the ends of her porches, because the pillars of her house are standing on it. He said he would have to pull it out and when he did it, it left a large hole.

President Harris requested that Business Administrator Buck be notified to appear at this meeting.

Councilman Johnson said that he has instructed the Business Administrator's Office to move as quickly as possible on this complaint. He requested the Assistant Corporation Counsel representing the Law Department to approach the podium. He said he understands that Mrs. McPherson filled out two forms that should be in the hands of the Law Department and questioned what is the status of this complaint.

Assistant Corporation Counsel Davis replied that he does not know if Mrs. McPherson has filled out the necessary forms.

Mrs. McPherson informed them that she has copies with here.

Councilman Johnson informed Mrs. McPherson that before she leaves today she will have satisfaction and requested the Assistant Corporation Counsel take her to the Law Department to make sure her case is processed today so she will not have to come down again about this claim.

Councilman James said he would join with Councilman Johnson in trying to resolve Mrs. McPherson's problem but would not suggest sending her upstairs. They have Mrs. Bertha Walker, 666 Hunterdon Street who is in the same situation. The Corporation Counsel has made a determination that anyone that wants to collect from the City must sue the City. He thinks this is a hardship when we have contractors that demolish buildings adjacent to property owners and the contractor willfully admits his firm damaged that property and everyone is apprised of that, they fill out the necessary applications and then Corporation Counsel Perillo's position is "sue and then you will collect."

Councilman James questioned why should poor people sue the City and spend \$500. for a lawyer to collect maybe \$500. or \$900. He thinks where a company admits they are

March 7, 1979

negligent they should be able to file a claim and that claim should be processed and submitted to the Council. He thinks what we should do is sit with Corporation Counsel Perillo and review the Law Department's policy. They have to sue the City in order to collect for damages and he thinks it is ridiculous for someone to pay \$500. to collect \$200. or maybe \$300. It is a policy question of the Law Department, that she and others have to sue the City and he thinks it is wrong.

Councilman Carrino said if you recall last year when Administration gave us a presentation on self insurance, he was one of the persons who questioned that we were going to run into this problem. What is happening here that whenever the City is negligent, as Councilman James indicated, they are not paying anybody anything, wrong or right, so they can show us that they are saving money from what the original policy would cost. That is fine, if we are in the business of saving money. If we are in the business of serving the people then he does not know if that is the most important issue. On the other hand, he does not understand how we give out contracts to private demolition people, to construction companies, to tree pruners, everyone else and then when something goes wrong the people are told to sue the City. Aren't all these people insured and shouldn't these companies pay these claims when it has to do with their operations. Yet the Corporation Counsel and the Members of the Corporation Counsel's Office tell all the people that they have to sue. He does not understand why they have to sue the City if a private contractor does it. He does not understand if it is a private contractor why the Corporation Counsel doesn't represent the people to get that claim satisfied. He thinks this is an overall problem and has nothing to do directly with Mrs. McPherson. In her situation, she is alone, and hundreds and thousands of other situations people are just chalking up the walls because the husbands or someone can go outside and have a new siding on the house or take care of a crack in the sidewalk. It is happening to too many people and it is becoming a policy of the City to disregard everyone who lives and pays taxes in the City. He thinks we should question the overall policy in regards to what the City is doing with our own insurance and sub-contractors, and their private insurance policies.

Councilman Tucker said he can't agree more. He thinks the other point of added imposition is that under the Corporation Counsel's system, the courts, in other words when he tells a person to sue, it is not immediate. The court will not accept the suit until all of the municipal process has been eliminated. The Municipal process takes a minimum of about 6 months. If a car is damaged, a house, you have to wait six months, then after six months a determination is submitted by the Corporation Counsel's Office

March 7, 1979

if you are lucky that says we feel this matter can be addressed in court. What you are dealing with is you have to wait 6 months and then sue. The point is we are going to operate on a policy that says we are going to sue, the City is going to sue, then tell people right from the beginning to take us to court. Then whatever determination is by the courts and do that immediately rather than have a person wait 6 months and then say at that point and time you hire an attorney and sue us.

City Clerk D'Ascensio said he thinks the law that Councilman Tucker is referring is the Municipal Tort Act, that states that anybody has a claim against the City must file a Notice of Damage within a period of six months after the occurrence to give the City an opportunity to see whether or not the facts alleged are so to build up a case in event that a suit is eventually started.

President Harris said that they sent for Business Administrator Buck because on this particular case, there are many, many similar cases, that he has happened to have known Mrs. McPherson for a number of years. The fact is there are many people who are victims of this sort of mistreatment, abuse and the attitude of some of our City employees when the citizens call them. He requested the Business Administrator to have someone from his office expedite this case because she has paid her taxes, has been a good outstanding citizen in the City of Newark for years and she is being abused and she is a resident of this City and shouldn't be treated that way.

Councilman Johnson pointed out that on two occasions, the Business Administrator's Office assigned Mr. Edwards to work with Mrs. McPherson and he has received numerous calls from her concerning the type of response she has been receiving from that individual assigned. He personally would appreciate it if the Business Administrator would oversee Mrs. McPherson having that damage repaired.

Business Administrator Buck replied that he will look into this personally to see what the problem is.

Councilman James pointed out similar to Mrs. McPherson's case is Mrs. Bertha Walker, 666 Hunterdon Street. Her claim is in the Law Department, been approved, handled by Mr. Schwarz and Corporation Counsel Perillo indicated to one of his staff that she would have to sue. He is saying that we ought to establish some policy along that where individuals have legitimate complaints against contractors who damage their property in demolition, they should not have to incur legal expense to collect when everyone admits the City is wrong and perhaps wherein a private contractor is concerned, they carry insurance. It is merely a process where Director of Engineering Zach and Director of Inspections Lembo would forward the claim to the contractor who carries liability insurance.

March 7, 1979

Councilman Carrino suggested the Council schedule at their next special conference a meeting with Corporation Counsel Perillo and Director of Engineering Zach to discuss this whole problem of policy and procedure in matters such as this.

6-HC-c.      MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, said the owner of 4 properties had walked away from their properties and she suggested at that time he not be allowed to buy more property. She felt if these slumlords were stopped before they accumulate property they should not be allowed to buy more property within the City of Newark. She felt that if the City had not laid off the inspectors there would be no slumlords.

The speaker referred to the items that were supposed to be given, the F.O.P. and the Newark Museum, but the Newark Museum did not get the items. She stated senior citizens in the Forest Hill Section are being mugged and robbed.

President Harris said he would be the first to concur that we need many good landlords in the City of Newark. Years ago we initiated the Real Estate Commission to sell properties that the City inherited because of non-payment of taxes. He doesn't think anyone sitting on the Council will condone a slumlord. He does not think the church where the slumlord attends, that the priest or reverend or rabbi, whatever he may be, the spiritual leader, gladly accepts a slumlords dollar when he contributes. He just wants to make this statement for the record.

Councilman Carrino said it is very difficult to control the buying of property if it is sold privately. If it is bought through the City auction, more likely than not when it is one of the big landlords they buy it through a paper corporation so that nobody really knows if it is his operation. It is a very difficult thing for any governmental agency to put a control on who is going to buy a building at any specific time. It is an almost impossible task.

6-HC-d.      MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, said that the tenants have a right to know who their landlord is and also they have no address for who the property manager is at 1060 Broad Street. He requested the Council have someone from the City come and inspect this property. He said that it is one of the most disadvantaged places he has ever lived. It is a showcase on the outside.

6-HC-e.      MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to garbage collection in the City of Newark for the past 25 years. He used to put trash on the curb on Wednesdays and Saturdays for pick up at 7 A. M. Suddenly, a few months ago, things changed. Pick up would be made at any



March 7, 1979

time of day or night and frequently not at all. He could find no explanation for this change. Last week he saw in the news that a contract for one million 800 thousand dollars is being contemplated to perform one third of the scavenger work of the City, that 100 men will be laid off and that savings of \$400,000. are expected from these actions. It was stated that \$6 million had been budgeted last year for the total job of garbage collection but no figure was given in the press for actual expenditures. So the savings estimate is neither accurate nor realistic.

Mr. Henderson further said that if the \$1,800,000. contract will save \$400,000. as claimed by permitting the discharge of 100 men, then the work done by these 100 men must have cost \$2,200,000. Allowing \$200,000. for equipment, supervision and overhead, leaves \$2 million for wages at an average of \$20,000. per year per man. Do these men get that sort of money?

Mr. Henderson said if you contract out one-third of a \$6 million job, which is \$2 million, and you contracted out for \$1.8 million, you save only \$200,000. not \$400,000. It is hard to understand why this contract was drawn without any provisions or stipulations related to the 100 men to be discharged. The most urgent need in Newark is to provide work for the semi-skilled and unskilled. Certainly the work of scavenging or garbage collection is one area where the semi-skilled and the unskilled can be employed for the greatest public benefit. This move will place these men at the tender mercy of the contractor. He does not believe that any cost reduction by contracting can be greater than that which can be gotten by competent administration and effective, aware, supervision.

Mr. Henderson said this contract should be very closely monitored and evaluated, if it is let. Without meticulous evaluation, it should not be accepted as a guide for future action in this area.

The speaker said he does not appear before this Council representing any organization or any group and therefore he doubts that much attention will be paid to what he says, although he thinks sometimes he does express an opinion shared by a great number of people.

Mr. Henderson said he is concerned about the City of Newark because it is the City where he expects to live, pay taxes and enjoy the rest of his life.

Councilman Carrino observed he agrees with Mr. Henderson with the fact that some of us may not listen to what you say because we take a great deal of credibility in many of the things that you bring up. This situation was not an easy one to come by.

March 7, 1979

This thing has been up in the air since January of 1978, so it's been over a year that we've been contemplating whether or not that was the best way to go. We've received some very comprehensive reports, however, from Columbia University which conducted half a million dollar study as to municipal services. We've also gone through two very bad winters where we've witnessed a complete breakdown of equipment, some because of the weather, some because of vandalism, some because of incompetent handling and maintenance of those vehicles. He would not like to see the City go on a fully contractual basis as far as garbage collection is concerned. However, with the one-third, he thinks it is enough for us to, as you say, evaluate and monitor, to see just how it does come out. Most of the men are going to be picked up by the private contractor.

Councilman Carrino said if this is a case in point, where those men aren't going to do the eight hours work that the contractor wants them to, he would assume some of them are going to lose their jobs. The contractor certainly is going to have a different relationship with his men than the City has. The overall salaries for those men will be in excess of \$2. an hour for the laborers and \$3. an hour for the drivers than the City pays. But he assumes they will be scrutinized a lot more than the City scrutinized them as City employees.

Councilman Carrino said the bottom line of what he is trying to say is that he voted for the contract strictly to see what kind of benefits we can get from a private contractor and also it would allow us, because of the capital budget crunch that we had, not to have to purchase the same amount of equipment that we have purchased over the years, but two-thirds of that equipment so that there would be a substantial gain in capital expenditures over the next couple of years. That is the reason why a private contractor was brought in after 13 months of deliberation. Certainly if it doesn't pan out or if it isn't what we expect, that could be overcome. He wouldn't want to do it with the whole City because he thinks we could have a problem once we deplete an entire work force and an entire motorized operation, then we would be at their mercy. But for the one-third of the City, he thinks it is a good thing to monitor and it is also a good thing as far as competition is concerned, because certainly what the speaker said about the garbage pickup has deteriorated over the past six or eight months.

Councilman Carrino said he agrees with the speaker that a lot of it is Administration, but we have the Administration and we're stuck with it for the next four years. There was a time when people at 10:00 A.M. could put their empty garbage cans by the side of the house. In fact there was a time when people used to pull them out, too. So, since

March 7, 1979

things have been changing, it was another impetus for providing for a private contractor for a certain section, to see if a private contractor would maintain what we were used to in the past.

Councilman James stated Mr. Henderson certainly has given us words of wisdom and if we do not listen now, perhaps in time we could read his statement back. He believes it is a foot in the door contract and if they can do it cheaper in one-third of the City, it would be foolish for the City not to go City-wide. He thinks that is the intent, to actually take over the service, but in so doing, there are many dedicated people who have given 10, 20, and 30 years of their lives. If a private firm takes them over, they lose their seniority, their pension rights, they lose all of the services they've earned and he believes that if the City of Newark can't pick up trash, if we can't do that, we can't purchase trucks and supervise picking up trash, then what are we saying to the citizens of Newark, what else can we be trusted to do. He thinks it is a very unfortunate contract. He looks at New York where they are now investigating the milk delivery contract and he thinks that many people are going to be hurt. We're talking about not only CETA layoff, but we're talking about permanent employees who came to his house over the weekend and somehow we have failed to really talk about Newark. He doesn't see how we or the Administration can say, bring the teacher back, bring the police back, bring the firemen back and then we continue to contract out services and they can hire anybody they want. He doesn't care what they say in the contract, they have the right to hire whoever they want to hire, they have the right to put one, two or no persons behind the truck. Again, we can evaluate, but once we get into a business it's very difficult to get out of it. If we can't do the job now, one year or two years from now, without buying trucks, without keeping abreast of it, there will be no way the city can go back to picking it up. We will then be blackmailed.

Councilman James said he is of the opinion, too, as Councilman Johnson had raised that he finds it rather strange they could bid for \$1.8 million and then one or two years later say they'll still take \$1.8 million with the cost. Again, he thinks they just want a foot in the door and the City will just have to give in.

Councilman James felt what Mr. Henderson is saying today we will have to watch. In time the question of whether this Council or this City will have the courage to admit that perhaps we made a mistake.

Councilman Johnson agreed that it was unfortunate that the Administration has brought this about. He voted against it. You can be assured of one thing. Part of that

March 7, 1979

target area will be the Central Ward and he will scrutinize that procedure very closely and document everything that takes place.

President Harris said he wanted to add, what Mr. Henderson said after 25 years is so true. But along with those years, we had a larger population in the City of Newark and most people are not dealing with that. The way the population is now, we had over 400,000. Now we have less, 331,000 and we can't do the job.

Councilman Martinez wanted to make a few corrections. He knows the papers have indicated 100 people will be let go. The Administration called him over the weekend and indicated that it will be 48 persons and they were looking for 48 volunteers and they had called up the Sanitation Department and indicated that there were 48 people who were willing to go to work for \$2. an hour more and \$3. an hour more for a truck driver. So they will be getting an increase of from \$80. to \$120. per week. When they indicated layoffs of 100 men, they made a serious blunder, an error in the paper. And from the indications we had, there are 48 persons who are willing, able and available to work for the private contractor.

Councilman Martinez referred to a meeting Council had with the Mayor at the Sheraton Hotel in November right after some purchases of some brand new equipment was made. The Mayor called us to a meeting and indicated that he was just about fed up and he was having some great difficulties with the sanitation problem, garbage was'nt being picked up, there were many complaints and he had just bought some brand new trucks. One particular truck was four days old and one of the employees had poured sand in the gas tank. It was a \$50,000. truck and \$10,000. damage was done to that truck that day. At that particular point the Mayor made his point that he was just fed up. He indicated that some sort of competition would be in the best interest for all the residents of the City of Newark and he totally agrees with him. By giving the one-third of the City, he didn't pick the easiest section of the City, he picked a very difficult section which they had contracted out for.

Councilman Martinez said he will give some background on this particular company. They have been in business for a long time. They currently service Orange, East Orange, Jersey City, Hoboken, Keansburg and some of the shore areas. They have been in the business for a long time and the record that has been given to us is documented. It is of great benefit to them and to those Mayors and Councilmen that he has written to and spoken to, their record is excellent and he hopes they continue their record of excellence.

Councilman Martinez said he remembers, also, something else. When we talked

March 7, 1979

about 100 people, that's what it takes City employees to service that particular district. Private contractors do not work with 3 and 4 men behind a truck. They work with one and they also indicated that if that particular employee or employees gets done at 10 or 11 in the morning, they can also go to another job to work there part-time. So he feels that if they're physically capable and able and they want to work and they want to make \$80. to \$120. a week more with someone else, here's their opportunity.

Councilman Tucker stated some day he will look forward to this Council voting on contracting out the Mayor, and contracting out the Business Administrator. He has never seen such idiocy in his entire life. We sat down and look at the computer services and this is a funny kind of phenomenon. We had major problems with the Director of the data processing operation so what we did was, you know, the coach was no good so we gave away the team. We had major problems with regard to garbage collection and instead of trying to resolve the problem by getting someone in there, what we did was gave away one-third of it. He thinks of what we're dealing with when we entertained and the Council subsequently approved that, was that we admitted to the general public that the Administration just can't run the Administration. He thinks that is the issue. He feels the Council has to address the fact that those figures are absolutely correct. We had no knowledge above and beyond a guesstimate that it will save money.

Councilman Tucker said the other factor we have to deal with are the merits or demerits of the contractor is not the question, at least at this time, by the Municipal Council. The appropriation. We still have no idea as of today what the impact of that contract will have outside of somebody verbally coming out with a statement on the 1979 budget. We have no idea. The \$400,000. figure which is a savings or something that came of the Budget Officer's head and he has yet to put that directly in writing, nor has the Business Administrator put it in writing, nor has the Director of Sanitation put it in writing, nor the Finance Director, nobody has put it in writing except mislead the Council. So to him to look at it now and to evaluate it is hindsight. The contract is let, there are major questions that need to be addressed, but he thinks that we as a City are just moving in a very negative vein on contracting out all municipal services.

Councilman Tucker said he thinks the speaker's points are well taken. He thinks that citizens such as he are going to have to evaluate how we run the municipal government and it might even be worthwhile to see about contracting out the entire Administration of the Newark Municipal Government because it seems we are moving in that direction. That might be our best option.

March 7, 1979

6-HC-f.      MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the large number of potholes in the streets of the City of Newark. He said statements were made that the potholes could not be fixed because the snow was on the ground but what is the reason now.

The speaker questioned the Council how many people have lost their homes because of back taxes or foreclosure in the last few months.

The speaker felt the Council should have an interest in the Board of Education because they were elected by the people of the City of Newark. He could not understand why they are laying off people and just recently hired 75 people in Administration.

A motion to permit Gloria Ramos to be heard on "Hearings of Citizens", was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-g.      MS. GLORIA RAMOS, 53 NORTH 6TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council supporting the statements made by Mr. Fred Natal. The speaker urged the Council to exert influence to have the proposals made by Mr. Natal implemented.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a.      RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTY AT 179½-183 PENNSYLVANIA AVENUE, BLOCK 2789, LOTS 40, 41 AND 42 AND 1249-1251 BROAD STREET, BLOCK 2789, LOT 6, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.  
(EVON INDUSTRIES, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.      RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE

March 7, 1979

113

(CONTRACT NO. 77-03R) WITH CONTRACTOR PROVIDING FOR COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE I-A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled January 3, 1979)

(Resolution removed from the table February 7, 1979)

(This resolution was adopted at a special meeting February 27, 1979)

7-R-c. RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO FILE NECESSARY INVOICES AND APPLICATIONS TO RECEIVE REIMBURSEMENT OF \$26,400.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING AND CITY CLERK TO EXECUTE AGREEMENT BETWEEN CITY OF NEWARK AND NEW JERSEY DEPARTMENT OF TRANSPORTATION, FOR HIGHWAY LIGHTING MAINTAINED WITHIN THE LIMITS OF ROUTE 21 IN THE CITY OF NEWARK FOR TERM BEGINNING JANUARY 1, 1979 AND ENDING DECEMBER 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO CANCEL ON RECORD ALL 1978 REAL ESTATE TAXES OWED BY NEWARK HOUSING AUTHORITY ON PROPERTIES ON ANNEXED EXHIBIT A, TOTALLING \$205,865.59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

March 7, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENTS AGREEMENTS WITH PROPERTY OWNERS, INDICATED ON ANNEXED LIST FOR INDICATED AMOUNTS, CONDITION UPON PROMPT PAYMENT OF ALL INSTALLMENT PAYMENTS ON DUE DATES; PURSUANT TO N.J.S.A. 54:5-65 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, ON SATURDAY, APRIL 7, 1979, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; FURTHER FUNDS RECEIVED FROM AUCTION SALE SHALL BE DEPOSITED BY PURCHASING AGENT IN GENERAL FUND ACCOUNT OF CITY OF NEWARK. (SEE ATTACHED LIST FOR SAID ITEMS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 67 JUNK VEHICLES IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, MOTOR VEHICLES FOUND ABANDONED AND UNCLAIMED; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION DESIGNATING INTERSECTION OF WALL STREET AND HENSLEY STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON WALL STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.



March 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AMENDED AGREEMENT ON BEHALF OF CITY OF NEWARK AND NEW JERSEY DEPARTMENT OF TRANSPORTATION (7-R-y, MAY 17, 1978), BY ADDING FIRST PART (N) AND SECOND PART (H); IMPROVE FRELINGHUYSEN AVENUE FOR ITS ENTIRE LENGTH FROM NEWARK-ELIZABETH CITY LINE TO POINIER STREET AND POINIER STREET FROM FRELINGHUYSEN AVENUE TO BROAD STREET. (NEW JERSEY DEPARTMENT OF TRANSPORTATION HAS APPROVED AND ESTIMATED TOTAL COST OF SUCH IMPROVEMENT AT \$6,000,000. OF WHICH \$4,483,482. WILL BE PROVIDED BY FEDERAL GOVERNMENT AND \$1,516,518. BY STATE OF NEW JERSEY UNDER THE FEDERAL AID URBAN SYSTEM PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AMENDED AGREEMENT ON BEHALF OF CITY OF NEWARK AND NEW JERSEY DEPARTMENT OF TRANSPORTATION (7-R-e, MAY 17, 1978) BY ADDING FIRST PART (N) AND SECTION (H); IMPROVE DOREMUS AVENUE FOR ITS ENTIRE LENGTH FROM ROUTE 1 & 9 TO PORT STREET. (NEW JERSEY DEPARTMENT OF TRANSPORTATION HAS APPROVED AND ESTIMATED TOTAL COST OF SUCH IMPROVEMENT AT \$5,000,000. OF WHICH \$3,743,253. WILL BE PROVIDED BY FEDERAL GOVERNMENT AND \$1,256,747. BY STATE OF NEW JERSEY UNDER FEDERAL AID URBAN SYSTEM PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST REPRESENTED BY CERTAIN LOST COUPONS TO JULIA WIRTH; PURSUANT TO N.J.S.A. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 7, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION DESIGNATING BUS STOPS ALONG LYONS AVENUE - WESTBOUND ON THE NORTHERLY SIDE THEREOF AT PORTER PLACE (NEAR SIDE), BEGINNING AT THE EASTERLY CURBLINE OF PORTER PLACE AND EXTENDING 110 FEET EASTERLY THEREFROM AND ALONG LYONS AVENUE - EASTBOUND ON THE SOUTHERLY SIDE THEREOF AT PORTER PLACE (FAR SIDE) BEGINNING AT THE EASTERLY CURBLINE EXTENSION OF PORTER PLACE AND EXTENDING 110 FEET EASTERLY THEREFROM; PURSUANT TO SECTION 39:4-197 OF TITLE 39 OF REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to forward communication to Director or Engineering Zach requesting that bus stops be established on Elizabeth Avenue and West Bigelow Street and Elizabeth Avenue and West Alpine Street was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM 68-72 GARSIDE STREET CORP., A NEW JERSEY CORPORATION, OWNER OF PREMISES 41-47 MT. PLEASANT AVENUE, BLOCK 572, LOT 21, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO FREDERIC LEE AND HIS ATTORNEY, BENJAMIN ARONS, ESQUIRE, OF FIRM OF ARONS & LA RUSSO, 50 PARK PLACE, NEWARK, SUM OF \$1,404.76, UPON RECEIPT OF A WARRANT OF SATISFACTION EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; TO RECOVER \$1,300. PAID AS DEPOSIT ON PURCHASE OF CITY-OWNED PROPERTY AT CITY AUCTION HELD JUNE 30, 1978. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AND SAID MATTER TRIED BEFORE HONORABLE LEO YANOFF, WITH JURY; JURY RENDERED VERDICT IN FAVOR OF

March 7, 1979

1133

PLAINTIFF ON DECEMBER 14, 1978; SAID \$1,404.76 REPRESENTS INTEREST ON SAID JUDGEMENT  
ACCRUED, PLUS COSTS OF SUIT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO WILLIAM BEAVER AND REBECCA BEAVER AND THEIR ATTORNEYS, BAUMGART AND BEN-ASHER, IN AMOUNT OF \$1,500. UPON RECEIPT OF CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY; WHEREIN MR. & MRS. BEAVER WERE TENANTS AT 65 GRUMMAN AVENUE AND A DISPUTE ENSUED BETWEEN GLORIA BANKS, OWNER OF SAID PREMISES AND MR. & MRS. BEAVER, NEWARK POLICE OFFICERS WERE CALLED AND CONFISCATED MR. & MRS. BEAVER'S KEYS AND FORCED THEM TO ABANDON SAID PREMISES IN VIOLATION OF N.J.S.A. 2A:39-1 ET SEQ. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION AGAINST THE TWO POLICE OFFICERS, CITY OF NEWARK AND HARVEY BANKS AND GLORIA BANKS, HIS WIFE)

(Copy of resolution and correspondence subutted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Carrino.

7-R-q.

RESOLUTION ACCEPTING A BID OF \$2,760. PER YEAR, PLUS TAXES FROM KATHY FERNICOLA FOR LEASE OF A ONE FAMILY HOUSE LOCATED AT 48 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, LOCATED ON BLOCK 584, LOT 1 ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD, AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT ALL PAYMENTS, BASED UPON RESOLUTION 7-R-g, FEBRUARY 21, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q-1.

RESOLUTION ACCEPTING A BID OF \$2,880. PER YEAR, PLUS TAXES FROM BARRY AND

March 7, 1979

DIANE VALENTINE FOR LEASE OF A ONE FAMILY HOUSE AT 76 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, COMPRISING A PORTION OF BLOCK 582, LOT 2 ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS, BASED UPON RESOLUTION 7-R-g, FEBRUARY 21, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r. RESOLUTION AMENDING RESOLUTION 7-R-v, JANUARY 17, 1979, PETTY CASH, BY AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AN ADDITIONAL CHECK FOR DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, SUM OF \$500. (DOUGLAS H. MORGAN, CUSTODIAN)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-s. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC. TO FULL TERM OF CONTRACT AS STATED IN SPECIFICATIONS TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$65,000.; SOURCE OF FUNDS COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, President Harris.

No: Councilman Grant.

Not Voting: Councilmen Johnson, Tucker, Villani.

7-R-t. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PROJECT ENTITLED, "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING"; CONTRACT PROVIDES FOR FUNDING FROM SLEPA-\$41,285., STATE BUY-IN-\$2,293., LOCAL CASH-\$2,294.; TALLING \$45,872. (LOCAL CASH TO BE PROVIDED IN 1979 BUDGET)

March 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION AMENDING RESOLUTION 7-R-bf, APRIL 19, 1978, PARAGRAPH 1, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT SUM OF \$691,815. OF NEW MONEYS FROM TITLE VII, \$102,815. CASH ORIGINATED FROM U.S.D.A. AND PAYABLE THROUGH STATE ON A QUARTERLY BASIS, PLUS SUM OF \$130,000. FROM PREVIOUS GRANT AGREEMENT #77316, DATED MAY 5, 1977, ALL FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, FOR PERIOD JANUARY 1, 1978 TO APRIL 30, 1979, FOR TOTAL SUM OF \$924,630.; FURTHER AMENDING PARAGRAPH 4, THE PERIOD OF THE WITHIN GRANT SHALL BE FROM JANUARY 1, 1978 TO APRIL 30, 1979; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS AND ONLY PROVIDES FOR IN-KIND SERVICES TO SUPPORT THE PROGRAM'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO AGREEMENT WITH THE VAILSBURG AMBULANCE SQUAD, TO EFFECT A VOLUNTARY CONTRIBUTION TO SAID VAILSBURG AMBULANCE SQUAD, IN SUM OF \$1,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w. RESOLUTION RATIFYING CONTRACT WITH THE FRIENDS OF CLINTON HILL FOR BESSIE SMITH HEALTH CENTER, FOR PERIOD OCTOBER 1, 1978 TO MARCH 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH THE FRIENDS OF CLINTON HILL

March 7, 1979

FOR BESSIE SMITH HEALTH CENTER, FOR PROVISION OF NECESSARY CLINICAL SERVICES TO THE W.I.C. PROGRAM FOR PERIOD MARCH 8, 1979 TO SEPTEMBER 30, 1979; THERE SHALL BE NO COMPENSATION PAID BY CITY TO SAID CONTRACTOR UNDER AFORESAID CONTRACT. (CONTRACT REFERRED HEREIN IS NOT SUBJECT TO COMPETITIVE BIDDING REQUIREMENTS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., BECAUSE NO MUNICIPAL FUNDS SHALL BE EXPENDED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION RATIFYING CONTRACT WITH RAYMOND DEL FINO, M.D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH RAYMOND DEL FINO, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 8, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,984.32. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference March 20, 1979 was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH EDWARD SZELEWA, M.D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH EDWARD SZELEWA, M.D., FOR DELIVERY OF MEDICAL SERVICES TO NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 8, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,976.48. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

March 7, 1979

1136

A motion to defer action on this resolution and direct the City Clerk to invite Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference March 20, 1979 was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.            RESOLUTION RATIFYING CONTRACT WITH JAROSLAW MYNDIUK, M.D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JAROSLAW MYNDIUK, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 8, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$4,960.80. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference March 20, 1979 was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.           RESOLUTION RATIFYING CONTRACT WITH MATTHEW MORANO, M.D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH MATTHEW MORANO, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 8, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,984.32. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a) AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference March 20, 1979 was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

March 7, 1979

7-R-bb.

RESOLUTION AUTHORIZING LEASING IN BULK AT PUBLIC AUCTION THE CITY-OWNED  
PROPERTIES AT 645-651 BROAD STREET, BLOCK 51, LOT 49, 653-655 BROAD STREET, BLOCK 51, LOT  
50 AND 22 WEST PARK STREET, BLOCK 51, LOT 1, NEWARK, NEW JERSEY, FOR A SIX (6) YEAR  
PERIOD AT A MINIMAL RENTAL DESCRIBED ON ANNEXED SCHEDULE "A" AND PURSUANT TO N.J.S.A.  
40A:12-14(a). (SQUARE HALSEY CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Not Voting: Councilman Tucker.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO FILE APPLICATION  
FOR A GRANT UNDER DEPARTMENT OF ENERGY PROGRAM FOR "APPROPRIATE TECHNOLOGY SMALL GRANT  
PROGRAM". (TOTAL GRANT REQUEST \$22,265.75)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF ENGINEERING TO ENTER INTO AGREEMENT  
WITH PUBLIC TECHNOLOGY, INCORPORATED (PTI) A PUBLIC NON-PROFIT CORPORATION FOR THE PUR-  
POSE OF PROVIDING A MECHANISM FOR APPLYING AND TRANSFERRING, ENERGY MANAGEMENT TECHNOLOGY,  
AND INNOVATION FROM THE FEDERAL GOVERNMENT AND OTHER GOVERNMENTAL ENTITIES TO THE CITY OF  
NEWARK; SHALL COMMENCE UPON PASSAGE AND SHALL BE COMPLETED BY NOVEMBER 30, 1980; PUBLIC  
TECHNOLOGY INCORPORATED SHALL BE APPROPRIATED \$50,080. TO CARRY OUT STATED SERVICES;  
FUNDING PROVIDED FROM ACCOUNT #79-11-11-01-141. (CONTRACT AWARDED WITHOUT COMPETITIVE  
BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5  
(1)(a) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-be.            RESOLUTION RATIFYING CONTRACT WITH NORTH JERSEY COMMUNITY UNION HEALTH CENTER,  
FOR PERIOD OCTOBER 1, 1978 TO MARCH 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND  
WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NORTH JERSEY COMMUNITY UNION HEALTH  
CENTER, FOR PROVISION OF NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM , FOR PERIOD  
MARCH 8, 1979 TO SEPTEMBER 30, 1979; THERE SHALL BE NO COMPENSATION PAID BY CITY OF  
NEWARK TO SAID CONTRACTOR UNDER AFORESAID CONTRACT. (CONTRACT REFERRED HEREIN IS NOT  
SUBJECT TO COMPETITIVE BIDDING REQUIREMENTS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A.  
40A:11-1 ET SEQ., BECAUSE NO MUNICIPAL FUNDS SHALL BE EXPENDED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker Villani, President Harris.

7-R-bf.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT  
OF \$25,000. PAYABLE TO A. S. HOLDING CO. AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT  
OF A GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY THE CORPORATION  
COUNSEL, FOR TAKING OF PROPERTY AT 72-74 SPRINGFIELD AVENUE, WHICH PROPERTY WAS LOCATED  
IN AN AREA DECLARED BLIGHTED BY THE MUNICIPAL COUNCIL, RESOLUTION 7-R-n, JUNE 21, 1961  
AND RESOLUTION 7-R-q, JULY 10, 1961. (SETTLEMENT CONFERENCES HELD BEFORE HONORABLE  
ARTHUR J. BLAKE, A.J.S.C. AND THE HONORABLE HARRY J. MARGOLIS, J.S.C. DEEMED IT IN THE  
BEST INTERESTS OF CITY OF NEWARK TO AMICABLY ADJUST SAID SUIT BY PAYMENT OF SAID SUM IN  
FULL SETTLEMENT OF THIS MATTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.            RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH  
COMPUTER SCIENCES CORPORATION, FOR A THREE YEAR PERIOD FROM JULY 1, 1979 TO JUNE 30,  
1982 FOR TOTAL AMOUNT NOT TO EXCEED \$3,889,650.; SAMUEL KLEIN AND COMPANY WERE RETAINED  
BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE CONTRACT BE AWARDED TO COMPUTER  
SCIENCES CORPORATION AS THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED  
IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980,

March 7, 1979

1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH TELEX COMPUTER PRODUCTS, INC. FOR PURCHASE OF DATA COMMUNICATIONS HARDWARE AND DATA STORAGE HARDWARE IN AMOUNT OF \$806,265. AND A THREE YEAR MAINTENANCE AGREEMENT FROM JULY 1, 1979 TO JUNE 30, 1982 FOR TOTAL AMOUNT NOT TO EXCEED \$365,148.; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE CONTRACT BE AWARDED TO TELEX COMPUTER PRODUCTS, INC. AS THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH INTERNATIONAL BUSINESS MACHINES CORPORATION FOR PURCHASE OF CONTROLLERS IN AMOUNT OF \$126,157. AND A THREE YEAR MAINTENANCE AGREEMENT FROM JULY 1, 1979 TO JUNE 30, 1982 FOR TOTAL AMOUNT NOT TO EXCEED \$25,560.FOR MAINTENANCE CONTRACT; TOTAL AMOUNT FOR CONTROLLERS AND MAINTENANCE CONTRACT IS \$151,171.; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE CONTRACT BE AWARDED TO INTERNATIONAL BUSINESS MACHINES CORPORATION AS THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 7, 1979

A motion directing the City Clerk to return this resolution to Administration, per their request was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO LEASE, COPY ANNEXED HERETO, WITH COMPUTER SCIENCES CORPORATION TO LEASE DATA PREPARATION HARDWARE AND INPUT/ OUTPUT HARDWARE FOR A THREE YEAR PERIOD FROM JULY 1, 1979 TO JUNE 30, 1980 FOR TOTAL AMOUNT NOT TO EXCEED \$408,541.; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE EQUIPMENT BE LEASED FROM COMPUTER SCIENCES CORPORATION SINCE THEY WERE THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION REJECTING BID OF COMPUTER CENTER PROCESSING UNIT AND SYSTEMS SOFTWARE, BASED UPON RECOMMENDATIONS BY SAMUEL KLEIN AND COMPANY WHO WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS; FURTHER AUTHORIZING PURCHASING AGENT TO ADVERTISE BIDS FOR A PROPOSED ONE YEAR LEASE OF A COMPUTER CENTRAL PROCESSING UNIT AND SYSTEMS SOFTWARE WITH A NINETY DAY CANCELLATION CLAUSE TO BE INSTALLED AND MAINTAINED AT THE CURRENT DATA PROCESSING CENTER LOCATED AT 22 FRANKLIN STREET; FURTHER AUTHORIZING PURCHASING AGENT TO ADVERTISE FOR BIDS TO PURCHASE COMPUTER CENTRAL PROCESSING UNITS AND COMPATIBLE SOFTWARE TO BE ULTIMATELY INSTALLED IN THE CITY'S NEW DATA PROCESSING CENTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

1171

March 7, 1979

7-R-b1.        RESOLUTION REJECTING BID OF AUXILIARY COMPUTER HARDWARE, BASED UPON  
RECOMMENDATION OF SAMUEL KLEIN AND COMPANY WHO WERE RETAINED BY CITY OF NEWARK AS  
CONSULTANTS; FURTHER AUTHORIZING PURCHASING AGENT, CONSISTENT WITH CONSULTANTS  
RECOMMENDATION, TO SEPARATE INTO COMPATIBLE CATEGORIES THESE ITEMS OF HARDWARE, AND  
REBID THIS CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.        RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH  
UNION PRESCRIPTION SERVICE, 222 LAFAYETTE STREET, NEWARK, NEW JERSEY, LOWEST  
RESPONSIBLE BIDDER, TO PROVIDE A PRESCRIPTION PLAN FOR POLICE OFFICERS, IN ACCORDANCE  
WITH BID SPECIFICATIONS, AT COST NOT TO EXCEED \$87,000., FOR PERIOD MARCH 15, 1979 TO  
MARCH 14, 1980; CITY RESERVES RIGHT TO TERMINATE CONTRACT UPON WRITTEN NOTICE TO  
CONTRACTOR 30 DAYS PRIOR TO PROPOSED TERMINATION DATE. (FUNDS ENCUMBERED FROM PERSONNEL  
DIVISION BUDGET OF DEPARTMENT OF ADMINISTRATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.        TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$69,000., DEPARTMENT OF ENGINEERING,  
OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, TO PROVIDE FUNDS FOR HEAT, LIGHT AND  
POWER; SAID EMERGENCY FUNDS HAVE BEEN PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President.

7-R-bo.        TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$32,500., DIVISION OF WATER SUPPLY,

March 7, 1979

1178

OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, NON-BIDDED PROFESSIONAL CONSULTANTS AND SERVICES, TO PROVIDE FUNDS FOR ORATON STREET WATER MAIN CONSTRUCTION; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION AMENDING RESOLUTION 7-R-bn, JUNE 26, 1978, CONTRACT WITH MINI-SURGI SITE, INC., FOR DELIVERY OF AMBULATORY SURGICAL SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) FOR PERIOD JUNE 27, 1978 TO JUNE 26, 1979, BY DECREASING INSURANCE COVERAGE REQUIRED BY CITY AND TO PROVIDE FOR A NINETY (90) DAY PERIOD WHICH WOULD WAIVE THE REQUIREMENT OF CITY BEING NAMED AS AN ADDITIONAL INSURED; AFTER SAID NINETY (90) DAY PERIOD, CONTRACTOR WILL BE REQUIRED TO COMPLY WITH REQUIREMENT OF HAVING CITY OF NEWARK NAMED AS AN ADDITIONAL INSURED (SECTION 14, PARAGRAPHS a & b OF SUB-CONTRACT) (\$100,000. PER OCCURRENCE - MALPRACTICE, \$300,000. AGGREGATE - MALPRACTICE, \$300,000. PER OCCURRENCE - BODILY INJURY/PREMISES LIABILITY, \$50,000. PER OCCURRENCE - PROPERTY DAMAGE/PREMISES LIABILITY) (SUB-CONTRACT AMENDED WITHOUT COMPETITIVE BIDDING AS "PROFESSIONAL SERVICE", PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION RATIFYING CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION FOR PERIOD JULY 1, 1978 TO MARCH 7, 1979 FURTHER AUTHORIZING MAYOR AND ACTING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION MPDO/CDA TO ENTER INTO CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD MARCH 8, 1979 TO JUNE 30, 1979, WHEREBY TRI-STATE SHALL PAY SUM OF \$48,640. TO MPDO/CDA FOR PURPOSE OF UNDERTAKING SUBREGIONAL COMPREHENSIVE TRANSPORTATION PLANNING AND CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$12,160.; TOTAL \$60,800.; FURTHER RESCINDING RESOLUTION 7-R-a, JULY 12, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 7, 1979

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.            TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$15,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, NON-VEHICULAR EQUIPMENT REPAIR CONTRACTS, FOR PURPOSE OF REPLACING A BURST WATER MAIN PIPE AT 2 CEDAR STREET; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.            RESOLUTION AMENDING RESOLUTION 7-R-bs, DECEMBER 20, 1978, CONTRACT BETWEEN CITY OF NEWARK AND INDEPENDENCE HIGH SCHOOL, INC. FOR PURPOSE OF IMPLEMENTING THE INDEPENDENCE HIGH SCHOOL 6TH YEAR, TO REVISE BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST. (FUNDS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY, AND WHICH CONSTITUTES AN UNEXPENDED BALANCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.            RESOLUTION APPOINTING CONSTABLES FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING THEIR BONDS AS TO SUFFICIENCY. (BERTRAM BOROK, BENJAMIN J. JOHNSON, III AND NICHOLAS SPERDUTO)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

March 7, 1979

MOTIONS.

7-M-a. A MOTION COMMENDING THE VALUABLE WORK OF JOSEPH J. O'HARA, THE RESPECTED NEWARK BUSINESSMAN AND CIVIC LEADER WHO HAS BEEN VERY ACTIVE IN MANY WORTHWHILE FRATERNAL, EDUCATIONAL, SOCIAL AND RELIGIOUS ACTIVITIES SERVING THE GREATER NEWARK AREA; FURTHER, THAT IN RECOGNITION OF HIS GREAT CONTRIBUTION TO OUR COMMUNITY, THE MUNICIPAL COUNCIL HEREBY DESIGNATES THE INTERSECTION OF ROSEVILLE AVENUE AND ORANGE STREET AS "O'HARA SQUARE" DURING THE PERIOD MARCH 12 - MARCH 18, 1979, WHICH TIME INCLUDES THE LOCAL CELEBRATION OF SAINT PATRICK'S DAY AND PARADE IN WHICH JOSEPH J. O'HARA WILL PRESIDE AS GRAND MARSHAL.

(For action on this Motion, see page 12 and 13 in the minutes of this meeting)

7-M-b. A MOTION RECOGNIZING THE OCCASION OF THE 1979 SAINT PATRICK'S DAY PARADE IN NEWARK, AND EXTENDING THE BEST WISHES OF THE NEWARK MUNICIPAL COUNCIL TO ALL CITIZENS OF OUR CITY, ESPECIALLY THOSE OF IRISH DESCENT WHO LOOK FORWARD WITH PRIDE TO THIS HAPPY CELEBRATION IN HONOR OF THE PATRON SAINT OF IRELAND; FURTHER, EXTENDING WARM GREETINGS AND GOOD WISHES TO JOSEPH J. O'HARA, GRAND MARSHAL AND VALERIE FEENEY, DEPUTY GRAND MARSHAL OF THE 1979 NEWARK SAINT PATRICK'S DAY PARADE AND TO ALL CITIZENS AND ORGANIZATIONS WHO WILL PARTICIPATE IN THIS YEAR'S CELEBRATION AND FESTIVITIES.

(For action on this Motion, see page 13 in the minutes of this meeting)

7-M-c. A MOTION HONORING WILFREDO GOMEZ WORLD BOXING COUNCIL BANTAMWEIGHT CHAMPION OF THE WORLD, AND ACKNOWLEDGING HIS OUTSTANDING ACHIEVEMENTS AS A PROFESSIONAL BOXER, AMASSING AN ENVIABLE RECORD OF 22 STRAIGHT KNOCKOUTS WITH NO LOSSES. THE CITIZENS OF NEWARK AND THE NEWARK MUNICIPAL COUNCIL WERE PROUD TO WELCOME THE CHAMPION TO THE CITY OF NEWARK, NEW JERSEY, ON THE 26TH DAY OF FEBRUARY, 1979, was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d. A MOTION ADVISING THE MAYOR AND BUSINESS ADMINISTRATOR TO REQUIRE THAT ALL DEVELOPERS APPLYING TO THE CITY OF NEWARK FOR TAX ABATEMENT IN CONNECTION WITH NEW CONSTRUCTION OR REHABILITATION OF EXISTING STRUCTURES SHALL SUBMIT WITH THEIR APPLICATION TO THE CITY AN ACCEPTABLE PLAN FOR THE RELOCATION OF FAMILIES AND/OR INDIVIDUALS WHO WOULD BE DISLODGED BY THE PROPOSED PROJECT. FURTHER, THAT THE DEVELOPER SHALL BE RESPONSIBLE FOR ABSORBING THE COST OF THE REQUIRED RELOCATION. COPIES OF THIS MOTION SHOULD ALSO BE SENT TO THE FOLLOWING INDIVIDUALS: CORPORATION COUNSEL PERILLO, MAYOR'S

March 7, 1979

POLICY AND DEVELOPMENT OFFICE DIRECTOR ALLEN, HEALTH AND WELFARE DIRECTOR MORGAN, HOUSING DEVELOPMENT AND REHABILITATION CORPORATION DIRECTOR MASSARO, NEWARK ECONOMIC DEVELOPMENT CORPORATION DIRECTOR FAIELLA AND HUD AREA OFFICE MANAGER WALTER JOHNSON, was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION STRONGLY URGING THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY TO MAKE EVERY POSSIBLE EFFORT TO PROVIDE MAJOR CITIES IN THE STATE WITH AN INCREASE IN MATCHING FUNDS FOR RELOCATION ASSISTANCE PROGRAMS WHICH ARE REQUIRED IN CONNECTION WITH CODE ENFORCEMENT ACTIVITIES INVOLVING THE DISLOCATION OF FAMILIES AND INDIVIDUALS WHERE THEIR HOUSING HAS BEEN DECLARED UNINHABITABLE; FURTHER, DIRECTING THE CITY CLERK TO FORWARD A COPY OF THIS MOTION TO MEMBERS OF THE ESSEX COUNTY DELEGATION TO THE STATE LEGISLATURE REQUESTING A MEETING WITH THE DELEGATION AND DEPARTMENT OF COMMUNITY AFFAIRS OFFICIALS AS SOON AS POSSIBLE TO PUT IN PLACE AN ACCEPTABLE PROGRAM WHICH WILL PROVIDE MORE ADEQUATE FUNDING FROM THE STATE, was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION STRONGLY URGING THE NEW JERSEY CONGRESSIONAL DELEGATION TO PROPOSE AND SUPPORT THE REQUIRED LEGISLATION WHICH WOULD MANDATE THAT H.U.D. SECTION 8 HOUSING DEVELOPMENT ACT MAKE AVAILABLE ADEQUATE FUNDING NOT NOW PROVIDED FOR RELOCATION ASSISTANCE IN CONNECTION WITH ALL SECTION 8 ASSISTED HOUSING DEVELOPMENT. FURTHER, DIRECTING THE CITY CLERK TO SEND A COPY OF THIS MOTION TO ALL MEMBERS OF THE NEW JERSEY CONGRESSIONAL DELEGATION AND TO THE SECRETARY OF THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT REQUESTING A MEETING WITH THEM AS SOON AS POSSIBLE TO DISCUSS THIS MATTER WHICH IS OF VITAL IMPORTANCE TO THE RESIDENTS OF THE CITY OF NEWARK, was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-g.

A MOTION STRONGLY URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN



March 7, 1979

DEVELOPMENT TO IMMEDIATELY DEVELOP A MORE APPROPRIATE FORMAT UNDER THEIR REGULATIONS WHICH WOULD ENHANCE THE DEVELOPMENT OF LARGE FAMILY HOUSING, SUCH AS 4-5-6 BEDROOM APARTMENTS, NOT NOW AVAILABLE BUT, NEVERTHELESS, REQUIRED IN THE CITY OF NEWARK, SINCE A LARGE NUMBER OF THESE FAMILIES ARE ILL-HOUSED AND NEED MORE ADEQUATE, DECENT AND SAFE HOUSING; FURTHER, DIRECTING THE CITY CLERK TO FORWARD A COPY OF THIS MOTION TO MR. WALTER JOHNSON, MANAGER, NEWARK AREA OFFICE OF HOUSING AND URBAN DEVELOPMENT REQUESTING A MEETING AS SOON AS POSSIBLE CONCERNING THE IMPLEMENTATION OF THIS RECOMMENDATION, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-h. A MOTION URGING THAT IMMEDIATE STEPS BE TAKEN BY THE NEWARK BOARD OF EDUCATION AND THE NEWARK TEACHERS UNION TO ARRANGE FOR AROUND THE CLOCK NEGOTIATIONS TO SETTLE ANY PENDING DISPUTES BETWEEN THESE PARTIES WITHOUT THE NECESSITY OF DISRUPTING THE EDUCATION OF NEWARK SCHOOL CHILDREN BY CLOSING THE PUBLIC SCHOOLS DURING THE COMING WEEK AS PRESENTLY PLANNED; FURTHER, THAT THE IMPLEMENTATION OF ANY DECISION ARRIVED AT CONCERNING THE AFORESAID NEGOTIATIONS SHALL NOT RESULT IN ANY DEFICIT SPENDING. THE CITY CLERK IS HEREBY DIRECTED TO FORWARD A COPY OF THIS MOTION TO ALL MEMBERS OF THE NEWARK BOARD OF EDUCATION, CAROLE GRAVES, PRESIDENT, NEWARK TEACHERS UNION, ALONZO KITTRELS, EXECUTIVE SUPERINTENDENT, NEWARK BOARD OF EDUCATION, DR. FRED G. BURKE, COMMISSIONER, STATE DEPARTMENT OF EDUCATION, AND THOMAS MARSHELLO, AUDITOR GENERAL, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Martinez noted there was a serious fire at the Arlington Chemical Company in the past. He noted last week there was another fire and firemen had to bring in a sand truck. The Fire Chief indicated to him if the sand was not placed down first, firemen walking at that site would have been blown up. He suggested the Planning Board take appropriate action to have this area changed from the Third Industrial to a First Industrial District so that another building such as this would never be erected again.

7-M-i. A MOTION REQUESTING THE CENTRAL PLANNING BOARD TO STUDY THE FEASIBILITY OF CHANGING BLOCK 2069 OF THE ZONING DISTRICT MAP FROM A THIRD INDUSTRIAL DISTRICT TO A

March 7, 1979

FIRST INDUSTRIAL DISTRICT, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-j.

A MOTION REQUESTING MAYOR KENNETH A. GIBSON TO DIRECT THE BUSINESS

ADMINISTRATOR, THE CORPORATION COUNSEL AND THE DIRECTOR OF THE MAYOR'S OFFICE OF

EMPLOYMENT AND TRAINING TO REVIEW THE LATEST CETA REGULATIONS TO DETERMINE IF IT IS

LEGAL TO DEVELOP A SET-ASIDE FUND FOR MINORITIES, was made by Councilman Grant, seconded

by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### COMMUNICATIONS AND PETITIONS.

##### COMMUNICATIONS.

8-a.

The City Clerk presented PROPOSED "ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION I, RULE XVIII, BY ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT MUNICIPAL COUNCIL MEETINGS."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 21, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker.

Not Voting: Councilmen Bottone, Grant, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS BLOCK 2777, LOT 33, 15-17 HUNTER STREET, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 21, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

March 7, 1979

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:10-5, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BE AMENDED BY ADDING THERETO THE FOLLOWING PROJECTS." (Branch Brook Manor - 8-1 and Phase IV - Project N.J. 2-27)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting description of specific areas involved was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO CREATE THE POSITION AND SALARY RANGE FOR HEALTH OFFICER/PHYSICIAN)."

(Health Officer/Physician \$30,851. - \$37,501.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance and direct the City Clerk to invite Corporation Counsel Perillo and Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference March 20, 1979 was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

Not Voting: Councilwoman Villani.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF HARDYSTON, A CERTAIN 48 ACRE PORTION OF BLOCK 36, LOT 9, IN EXCHANGE FOR LANDS OWNED BY MARIO AND JOSEPHINE IANNELLI IN THE TOWNSHIP OF HARDYSTON KNOWN AS BLOCK 36, LOT 28 AND FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EFFECTUATE SUCH EXCHANGE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see 6-F-k, on page 9 in the minutes of this meeting)

March 7, 1979

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a & b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting further details was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR RECEPTIONIST)."

(Receptionist \$7,412. - \$9,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 21, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 2, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966) TO ADD CHAPTER TWO ESTABLISHING REQUIREMENTS FOR THE INSTALLATION AND MAINTENANCE OF SMOKE DETECTORS' (6-S & F-1) ADOPTED JANUARY 3, 1979."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 21, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

March 7, 1979

8-i. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER ARBITRATOR'S DECISION FOR THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12)."

	<u>Number of Positions</u>	<u>Annual Minimum Salary</u>	<u>Middle Step</u>	<u>Annual Maximum Salary</u>
(Police Officers	1,522	\$14,700.	\$15,351.	\$16,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see 6-F-i, on page 7 and 8 in the minutes of this meeting)

8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO ADJUST SALARIES AS PER ARBITRATION AWARD FOR THE PROFESSIONAL FIRE OFFICERS ASSOCIATION, LOCAL 1860, IAFF, AFL, CIO)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see 6-F-j, on page 8 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from February 9, 1979 to February 27, 1979:

March 7, 1979

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	7653 (Amended)
Polish Falcons of America Nest 104	7755 (Amended)
Rosary Altar Society, Sacred Heart Church of Vailsburg	7761 (Amended)
St. Bridget's Church	7771 (Amended)
Queen of Angels Parent Teachers Association	7773 (Amended)
St. Joseph's Church	7779 (Amended)
St. Francis Xavier Parent School Guild	7782 (Amended)
Anshe Luborowitz Sisterhood	7787 (Amended)
St. Columba's Rosary Society	7799 (Amended)
Congregation Chevta Anshe Lubovitz	7836 (Amended)
Remco Industries Chapter of Deborah c/o Testrite Instrument Co. Inc.	7838 (Amended)

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Demetrios Greek Orthodox Church	7899
Association of Friends & Employees of St. Michael's Medical Center	7900
Maplewood Chapter of Unico	7901
The Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey	7902
Church of Our Lady of Good Counsel	7903
St. Casimir's Roman Catholic Church	7904
Universal Masonic Brotherhood Inc.	7905
Ladies Auxiliary of St. James Hospital	7906
Ladies Auxiliary of Newark Abbey	7907
Newark Police Post #1439 VFW	7908
Urban Communications Association of N.J., Inc.	7909
Ironbound Community Corporation	7910
Ironbound Community Corporation	7911

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

March 7, 1979

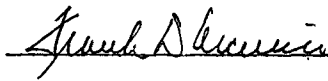
ADJOURNMENT.

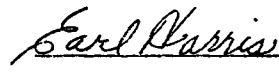
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:05 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President





A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Michael P. Bottone Temporary President was made by Councilman Carrino, seconded by Councilman Grant.

There were no further nominations.

The motion to elect Councilman Michael P. Bottone Temporary President was adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Martinez, Tucker, Villani.

Not Voting: Councilman Bottone.

Temporary President Bottone called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, James, Martinez, Tucker, Villani, Temporary President Bottone.

(Councilman Johnson arrived 1:20 P. M.)

Temporary President Bottone stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 8, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

City Clerk D'Ascensio read letter dated March 14, 1979, from His Honor, Mayor Kenneth A. Gibson, pursuant to R.O. 2:15-1, Rule IV, calling a special meeting of the Municipal Council for Wednesday, March 14, 1979 at 1:00 P. M. to review and act upon the proposed contracts for Computer Facility Management and Applications Software Requirements, and for the leasing or purchasing of various items of computer equipment; also requesting to act on two proposed resolutions rejecting bids for purchase or leasing of Computer Central Processing Units and Systems Software, and for the purchase or lease of auxiliary computer hardware.

March 14, 1979

March 14, 1979

RESOLUTIONS.7-R-a.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH TELEX COMPUTER PRODUCTS, INC. FOR PURCHASE OF DATA COMMUNICATIONS HARDWARE AND DATA STORAGE HARDWARE IN AMOUNT OF \$806,265. AND A THREE YEAR MAINTENANCE AGREEMENT FROM JULY 1, 1979 TO JUNE 30, 1982 FOR TOTAL AMOUNT NOT TO EXCEED \$365,148.; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE CONTRACT BE AWARDED TO TELEX COMPUTER PRODUCTS, INC. AS THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone, seconded by Councilman Grant.

Councilwoman Villani indicated she is going to vote for the package but would like to ask for a deferral on this resolution because we are purchasing hardware and she understands within the next two years, we are also going to purchase new equipment from I.B.M. and here we are purchasing from Telex. She would like to get some of the officials from I.B.M. to find out if this material will be obsolete in a year or two. We may be purchasing hardware that within a year or two will not be adequate to what we will be needing.

Temporary President Bottone requested a representative from Samuel Klein and Company to approach the podium.

Temporary President Bottone questioned if this equipment were to be purchased would it become obsolete within three years and what is the purpose for which we are buying this hardware.

Mr. Everett Walters, Member of Samuel Klein and Company said they determined that several pieces of equipment should be purchased rather than leased on the basis that in their opinion that equipment would not become obsolete in a short period of time and that the cost of purchase was either less than the cost of rental or close to the cost of rental and in all probability that equipment would have a life far above the three years of the lease.

Councilwoman Villani said that as much as she respects Mr. Walter's opinion, she would still like to have a meeting with I.B.M. and therefore, she is again requesting a deferral.

March 14, 1979

Councilman Martinez questioned Councilwoman Villani, that he is getting the impression that she is saying that the City is entering into an agreement with Telex, at this point, because they feel this is the best. What she is saying that she has information that I.B.M. is coming out with similar equipment, better than this equipment, and this may be obsolete in the near future.

Councilwoman Villani replied in the affirmative. It is called the "New Generation" Equipment.

Mr. Walter said with respect to the New Generation Equipment, that is one of the reasons why they recommended to Administration that they reject the bid for the computer equipment itself. Since the bid was constructed and issued, many companies have come out with new equipment which objectively are far superior in performance and in cost than current equipment. They felt that in that area they could come up with better equipment or equal equipment at a lower cost than we received and the City could rebid for this equipment. It is not necessarily true in this particular area.

Councilwoman Villani reiterated that she would still like to have the courtesy to have this matter deferred until she can speak to I.B.M.

Councilman Tucker said he disagrees. He thinks we have gone through the process of the Council intervening in matters like this. We hired a professional firm, the professional firm developed bid specifications, the bid specifications gave not only I.B.M., but any company, an opportunity to bid. We spoke with our professional firm who no way whatsoever do we question their credibility or their integrity. They indicated to us clearly this hardware will not be obsolete throughout the duration of the contract. I.B.M. had an opportunity to bid on this and he believes if in effect they wanted to bid on any new equipment they would have done so. He thinks what we are doing now is getting right back to the situation of playing data processing. We have a bid, it has been accepted, it has been advertised, everybody had an opportunity to participate in that particular process. Our professional consultants have indicated for the record that there is nothing wrong with this particular equipment, it will not in anyway whatsoever damage within the future and he thinks we should move affirmatively on approving the contract.

Mr. Walter pointed out that I.B.M. did bid on this particular piece of equipment and their bid was higher than Telex and that is one of the reasons they recommended Telex.

Temporary President Bottone indicated he will not change his motion and

March 14, 1979

Councilman Grant indicated he would not change his second to the motion.

Temporary President Bottone said a pre-meeting conference was called for 9:30 A. M. this morning to answer all these questions and he thinks they have been adequately answered.

Councilwoman Villani said we were just advised of the meeting at 9:30 A. M. and she had an appointment at the State Office Building in Harlem.

Councilwoman Villani again reiterated she would like to move for deferral and to speak to I.B.M. to see what the new equipment is going to do.

Temporary President Bottone pointed out that the mover and the seconder will not withdraw their motion to adopt.

(Councilman Johnson arrived 1:35 P. M.)

The motion to adopt the resolution was made by Temporary President Bottone, seconded by Councilman Grant and failed of adoption by the following votes:

Yes: Councilmen Grant, Tucker, Temporary President Bottone.

No: Councilmen James, Villani.

Not Voting: Councilmen Carrino, Johnson, Martinez.

Councilman Carrino suggested Council contact whatever principals are involved so that we set a discussion for the pre-meeting conference of March 20, 1979.

Councilman James said he wants to go on record since we have been given so many promises for all of these types of computer contracts. Mr. Yungherr, the former Finance Director, called it the Nuclear System and payments were going to be fast, tickets would not go uncollected, the City would increase revenue, payment from the City would be more timely and there would be a data bank for us to receive information. He wants to say to the public and go on record since being a Member of the Council he has not seen all these things come about, although the Council has voted very exorbitant computer contracts in order to improve our fiscal data. The existing contract from CSC would have totalled a cost to the City of approximately \$9 million but by bidding it out the same three year period the cost to the City will be \$6 million. Just by the fact that we have bidden, which was already in writing, we are saving the taxpayers some \$3 million and the only question he poses how many more millions can we save and still get the job done and none of the presentation he has heard has clearly documented to this body actually and factually what savings, what the City will have in terms of improved service. He is saying he is skeptical of all of this.

Councilman James pointed out he believes it was San Diego, having extensively

March 14, 1979

invested in all of these computer programs, one day called a meeting and said they were withdrawing everything and going back to data processing because it just doesn't work. He does not know if Newark is in a vanguard or a leadership role or catching up. We have not received definitive statements on savings to the populus.

Councilman Grant stated for the record that the letter from Mayor requested a special council meeting for 1:00 P. M. today and a subsequent notice was posted on the board in the Council Conference Room that we would meet at 9:30 A. M. to discuss the items. All the information relative to each of the resolutions has been given to each Member of the Council and he thinks we are somewhat deceiving ourselves. We had ample time to read this information and prepare for it and 95% of the questions that are being asked now were already asked and answered and in his opinion in a sufficient manner earlier today. He thinks Samuel Klein and Company indicated that the reason for sending back to rebid certain items and the purchase of certain hardware was because in the long run it would certainly be an advantage to the City of Newark. Most of us have many things we need to be doing but when a special meeting is called in the middle of the day in the middle of the week, he is sure it is not being called for an exercise in verbosity. He would certainly ask us to consider the other items prior to voting so we don't go through the same type of antics again.

Councilman Tucker said he has no intention to meet with I.B.M. on a bid matter. He thinks if any of us want to take the time we will recognize one of the problems of the original CSC contract, however, the people from Administration and the Council met with them prior to us voting. His concern on the matter is that this is a bid document, in our subpoena capacities, we have subpoenaed the records of the Business Administrator in regard to what the bid was about. We hired a consultant for this whole situation and the net result of all of our work, the taxpayers of the City of Newark will be saved \$3 million. He thinks the other point is that the Council very clearly and precisely reviewed the merits and demerits of the individual bids submitted. He does not believe we should get involved in meeting with any contractor, dealing with any bidders, prior to our voting or in considering voting. If we do not particularly like the contract bid then all of us have our own particular options to vote yes or no on it. He personally will not meet with any persons who bid on this contract. He thinks that is the major reason that we ran into problems with CSC in the past.

Councilwoman Villani said she is voting for the package but asking for the courtesy of deferrment on this resolution. We have a meeting next week and would like to know who the new equipment is going to be.

March 14, 1979

Corporation Counsel Perillo stated he would like to respond to two things so we don't get led astray. One, is the suggestion we meet with a company to discuss a particular aspect of this bid. Since the company we will be meeting with was the unsuccessful bidder on that aspect of the bid, in his opinion, such a meeting would put the Council in a position where any action they may take subsequent to that meeting with the unsuccessful bidder, if it is anything but awarding to the lowest responsible bidder, may present problems for the City. Second, in response to Councilman Carrino's suggestion, if a deferral action is the sentiment of the Council, for whatever reason, he would join in Councilman Carrino's suggestion it be deferred no further than the meeting of March 21 because the bids on this contract were received on December 27th. Under the Local Public Contracts Law they have to be awarded within 60 days unless the bidder consents to an extension of an additional period of time. In this case the first 60 days would have been up on February 28th. Before the expiration of the deadline they secured an additional 30 day extension. So these bids will, unless extended again by the consent of the bidders, expire on March 28th. By all means, if the Council decides to defer, a deferral past March 28th may come out to a rejection of the bid. He felt the Council should be aware of this.

Councilman Carrino said you are saying we would not be able to meet with I.B.M.

Corporation Counsel Perillo said he did not say that. He thinks it would be dangerous for this Council to meet concerning 7-R-a, a contractor not only involved in the area, but a contractor who was the unsuccessful bidder for that particular contract that is before the Council. We went out to bid for this equipment. I. B. M. did not come in and say "City of Newark don't do that because that piece of computer equipment is going to become obsolete", to the contrary they came in, put their best foot forward and they submitted a bid for that piece of equipment that is before the Council. As Mr. Walter indicated to the Council, the reason why the contract is not being awarded to them is totally because of the fact their bid was not lower dollar wise than the Telex bid. Telex bid was the lowest dollar bidder for that piece of equipment. The equipment is a standard piece of equipment which was specified in the bids. I. B. M. was not the winner and to talk to the loser about whether or not we should award the contract to the winner is dangerous and he would not advise the Council to do this.

Councilman Carrino requested to change his vote to the affirmative.

Councilman Martinez requested to change his vote to the affirmative.

Councilman James requested to change his vote to the affirmative.

March 14, 1979

This resolution was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Martinez, Tucker, Villani,  
Temporary President Bottone.

Not Voting: Councilman Johnson.

7-R-b. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH INTERNATIONAL BUSINESS MACHINES CORPORATION FOR PURCHASE OF CONTROLLERS IN AMOUNT OF \$126,238. AND A THREE YEAR MAINTENANCE AGREEMENT FROM JULY 1, 1979 TO JUNE 30, 1982 FOR A TOTAL AMOUNT NOT TO EXCEED \$25,560. FOR MAINTENANCE CONTRACT; TALLING \$151,798., LOWEST RESPONSIBLE BIDDERS; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THIS EQUIPMENT BE PURCHASED BECAUSE A NEED FOR THIS EQUIPMENT WILL EXIST IN THE FORESEEABLE FUTURE; FUNDS FOR THIS CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Bottone.

7-R-c. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO LEASE, COPY ANNEXED HERETO, WITH COMPUTER SCIENCES CORPORATION TO LEASE DATA PREPARATION HARDWARE AND INPUT/OUTPUT HARDWARE FOR A THREE YEAR PERIOD FROM JULY 1, 1979 TO JUNE 30, 1982 FOR TOTAL AMOUNT NOT TO EXCEED \$408,541.; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE EQUIPMENT BE LEASED FROM COMPUTER SCIENCES CORPORATION SINCE THEY WERE THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

March 14, 1979

Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-d.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH COMPUTER SCIENCES CORPORATION, FOR A THREE YEAR PERIOD FROM JULY 1, 1979 TO JUNE 30, 1982 FOR TOTAL AMOUNT NOT TO EXCEED \$3,889,650.; SAMUEL KLEIN AND COMPANY WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS AND RECOMMENDED THAT THE CONTRACT BE AWARDED TO COMPUTER SCIENCES CORPORATION AS THE LOWEST RESPONSIBLE BIDDER; FUNDS FOR CONTRACT TO BE EXPENDED IN 1979 WILL BE ENCUMBERED IN 1979 BUDGET UPON ADOPTION OF SAID BUDGET; FUNDS FOR 1980, 1981 AND 1982 SHALL BE ENCUMBERED IN BUDGETS FOR THOSE YEARS WHEN THOSE FUNDS ARE APPROPRIATED AND THOSE BUDGETS ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James.

Councilman Tucker stated it gave him a certain amount of pleasure to submit his name as the mover of these contracts. In voting for this proposal, he would like to compliment the Council's auditors, Samuel Klein and Company for the work they did in analyzing the current facilities management contract, identifying its weaknesses, pinpointing the areas that needed improvement and developing the bid specifications for the package before the Council today. Credit is also due certain members of the Administration and especially John Laezza, Director of Local Government Services for the State of New Jersey, whose decision mandated that all computer contracts must be bid.

Councilman Tucker further said that the net result of these combined efforts is saving the City \$3.2 million--the amount of taxpayers money that has been wasted these past three years. He would also like to point out that the responsibility for this waste must be attributed to the bad decision made by the Administration and Mayor not to bid the computer contracts when the City decided to turn over its computer operation to a private firm in 1975. At that time according to a ruling by the then Corporation Counsel Milton A. Buck, "An examination of the contract in the present case clearly indicates that bidding would not only be impractical, but may even be impossible."

Councilman Tucker concluded by saying, however, three years later, he believes his efforts and the efforts of his colleagues have been successful, we have a good proposal before us that will bring a tremendous cost savings to the City, and he has no compunction about voting for its passage.



March 14, 1979

Temporary President Bottone stated that Councilmen Carrino and Johnson asked to be excused for some very important meetings and asked that they be recorded in the affirmative on all the items coming up.

The motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone said just in case there should be some legality, some question brought up, on these two Councilmen leaving, he would also like it noted that the vote was unanimous with the Council, although 6 Members were present to vote for it.

Councilman Grant said he would like to have a legal opinion on this and requested Corporation Counsel Perillo to approach the podium. He thinks the information by our Temporary President, although it would show an affirmation of those present, whether or not an individual is permitted to cast a vote either aye or nay in his absence might raise some legal question.

Corporation Counsel Perillo replied that Temporary President Bottone indicated that the official vote, for example, as the last motion will be 6-0. Temporary President Bottone indicated for the benefit of the record that Councilmen Carrino and Johnson indicated to him before they left, had they been here their vote would have been affirmative on the balance of the items on the agenda. He would agree with Councilman Grant the safest procedure would be to carry it as a 6-0 vote on it.

7-R-e.

RESOLUTION REJECTING BID OF AUXILIARY COMPUTER HARDWARE, BASED UPON  
RECOMMENDATION BY SAMUEL KLEIN AND COMPANY WHO WERE RETAINED BY CITY OF NEWARK AS  
CONSULTANTS; FURTHER AUTHORIZING PURCHASING AGENT, CONSISTENT WITH CONSULTANTS  
RECOMMENDATION, TO SEPARATE INTO COMPATIBLE CATEGORIES THESE ITEMS OF HARDWARE, AND  
REBID THIS CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Villani, Temporary President Bottone.

March 14, 1979

Temporary President Bottone stated Councilmen Carrino and Johnson had indicated to him it was necessary for them to leave this meeting but stated they were in favor of adoption of this resolution.

7-R-f.      RESOLUTION REJECTING BID FOR THREE YEAR LEASE AND/OR PURCHASE OF COMPUTER CENTRAL PROCESSING UNITS AND SYSTEMS SOFTWARE, BASED UPON RECOMMENDATIONS BY SAMUEL KLEIN AND COMPANY WHO WERE RETAINED BY CITY OF NEWARK AS CONSULTANTS; FURTHER AUTHORIZING PURCHASING AGENT TO ADVERTISE BIDS FOR A PROPOSED ONE YEAR LEASE OF COMPUTER CENTRAL PROCESSING UNITS AND SYSTEMS SOFTWARE WITH A NINETY DAY CANCELLATION CLAUSE TO BE INSTALLED AND MAINTAINED AT CURRENT DATA PROCESSING CENTER LOCATED AT 22 FRANKLIN STREET; FURTHER AUTHORIZING PURCHASING AGENT TO ADVERTISE FOR BIDS TO PURCHASE COMPUTER CENTRAL PROCESSING UNITS AND SYSTEMS SOFTWARE TO BE ULTIMATELY INSTALLED IN THE CITY'S NEW PROCESSING CENTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone stated Councilmen Carrino and Johnson had indicated to him it was necessary for them to leave this meeting but stated they were in favor of adoption of this resolution.

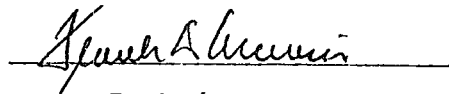
ADJOURNMENT.

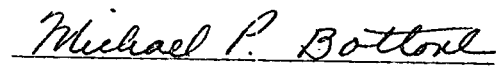
12.      A motion to adjourn this meeting was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Villani, Temporary President Bottone.

This meeting adjourned at 1:40 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Michael P. Bottone  
Temporary President

Newark, New Jersey, March 21, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Paul Schetelick, Queen of Angels Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 13, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris read the following resolution adopted by the Municipal Council (Resolution 7-R-bb, February 21, 1979):

RESOLUTION COMMENDING AARON FRAZIER, THE NEWARK BOYS' CLUB'S "YOUTH OF THE YEAR," FOR OUTSTANDING AND MERITORIOUS ACHIEVEMENT.

WHEREAS, Aaron Frazier is an eighteen year old Central High School graduate, and Essex County College student, majoring in music with a minor in dramatic arts; and

WHEREAS, Aaron is a member of the Hopewell Baptist Church where he is a participant in the church choir and Junior Usher Board; and

WHEREAS, while a student at Central High School, Aaron was a member of the High School Band and captain of the Trombone Squad, a member of the Human Rights Committee, assistant editor of the school newspaper, a member of the Drama Club, and a member of the tennis and wrestling teams, both sports for which he received athletic letters; and

WHEREAS, Aaron Frazier has also served as Youth Board President for Mutual Concerns, Inc. and coordinator of the Youth Fashion Club, a drill team member of the United Community Corporation's Area Board #6, and a member of the Teenage Volunteer Service Organization which serves senior citizens; and

WHEREAS, in addition to these many community activities, Aaron has been a member of the Boys' Club for seven years, during which he has participated in virtually all of the Club's activities as well as serving as a junior leader and coach for younger members at the Broadway Unit of the Boys' Clubs of Newark; and

March 21, 1979

WHEREAS, Aaron Frazier is one of ten children whose father is disabled, and he has also found time to work each summer, contributing most of his earnings to the household; and

WHEREAS, the Newark Municipal Council has determined that the many achievements of Aaron Frazier, the Newark Boys' Clubs "Youth of the Year," are outstanding and truly meritorious and most worthy of the official recognition of the Council, the Government and the Citizens of Newark;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY that they hereby officially recognize and commend Aaron Frazier, "Youth of the Year," for outstanding and meritorious achievement as a student and a concerned young man and citizen of the City of Newark, New Jersey.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Aaron Frazier on behalf of the Council and the Citizens of Newark, New Jersey.

President Harris, on behalf of the Municipal Council, presented an inscribed copy of this resolution to Mr. Aaron Frazier.

Mr. Frazier thanked the Municipal Council for their commendation.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JANUARY 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JANUARY 24, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JANUARY 24, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF JANUARY, 1979, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JANUARY 31, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JANUARY 31, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented ANNUAL REPORT OF DIVISION OF CENTRAL PURCHASE, DEPARTMENT OF ADMINISTRATION, FOR THE YEAR 1978.

(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JANUARY 18, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1979

4-i. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE YEAR 1978.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-j. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY CITY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF FEBRUARY, 1979.

A motion to approve Report of Contracts Awarded was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-k. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD FEBRUARY 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curblin of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street  
Ballantine Parkway, from Mount Prospect Avenue to Lake Street  
Berkeley Avenue, from Mount Prospect Avenue to Lake Street  
Third Avenue, from Mount Prospect Avenue to Clifton Avenue  
Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON ROSEVILLE AVENUE AND SOUTH 14TH STREET.

(Deleting Roseville Avenue, West side, from West Market Street to Route 280  
Collector Road

Adding South 14th Street, West side, in front of house number 871)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

6-F-d.

The City Clerk read AN ORDINANCE REQUIRING ESTABLISHMENT OF A LINE ITEM BUDGET IN CONNECTION WITH DISBURSEMENTS OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; FURTHER, PROHIBITING BUDGET TRANSFERS WITHOUT PRIOR APPROVAL OF THE MUNICIPAL COUNCIL.

(Copy of ordinance submitted to each Member of the Council)

(Business Administrator Buck, Corporation Counsel Perillo, Budget Officer Banker and Mayor's Assistant Blue met with the Council March 20, 1979)

A motion to reject this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII, BY ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT MUNICIPAL COUNCIL MEETINGS.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS BLOCK 2777, LOT 33, 15-17 HUNTER STREET, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 4, 1979.



March 21, 1979

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR RECEPTIONIST)

(Receptionist \$7,412 - \$9,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

President Harris: The yeses are six and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 4, 1979.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO AMEND TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) TO ADD CHAPTER TWO ESTABLISHING REQUIREMENTS FOR THE INSTALLATION AND MAINTENANCE OF SMOKE DETECTORS" (6-S & F-1) ADOPTED JANUARY 3, 1979.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 4, 1979.

March 21, 1979

A motion to remove from the Table AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-1. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection - Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition - All Right Turns 7 A. M. to 5 P. M.

School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled March 15, 1978)

(Ordinance removed from Table March 21, 1979)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 4, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF  
NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons  
Excluded From Certain Streets, Of Title 23, Traffic and Parking,  
of the Revised Ordinances of the City of Newark, New Jersey,  
1966, as amended and supplemented, be amended by adding thereto  
the following:

Custer Avenue.  
From Elizabeth Avenue to Osborne Terrace.

South 17th Street.  
From Clinton Avenue to South Orange Avenue.

Section 2. Any existing ordinances or parts thereof  
inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final  
passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to  
approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on  
second reading and final passage was made by Councilman James, seconded by Councilman  
Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance  
having been read on two separate days and having achieved the vote required by the  
statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor  
for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, adver-  
tised in accordance with law and a hearing date set. It is now before you for public  
hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A LEASE ON  
BEHALF OF THE CITY OF NEWARK, FOR THE BENEFIT OF THE CIVIL DEFENSE AND DISASTER CONTROL  
CENTER WITH IVY HILL PARK APARTMENTS, INC., SECTION II, TO LEASE CERTAIN ROOMS IN BASEMENT  
OF PREMISES DESIGNATED 35 MANOR DRIVE, NEWARK, NEW JERSEY, KNOWN ALSO AS BUILDING #2,  
IVY HILL PARK APARTMENTS, NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,  
NEW JERSEY, THAT:

1. The Business Administrator, on behalf of the City of  
Newark for the benefit of the Civil Defense and Disaster Control  
Center is authorized to enter into a lease with Ivy Hill Park Apart-  
ments, Inc., Section II, for the basement premises captioned above

March 21, 1979

for a term of two years from September 1, 1978 and ending August 31, 1980 at a rent to be paid in quarterly installments of \$2,250.00 in advance, on the first day of May, August, November and February of each year.

2. Funds to defray said rent shall be from (Rent and Lease Budget Account # 191) in the amount of \$18,000.00.

3. A duly executed lease shall be permanently filed with the Ordinance in the Newark City Clerk's Office upon final passage of this Ordinance.

4. This Ordinance shall take effect upon final passage and publication, and in accordance with the laws of the State of New Jersey.

5. A copy of the proposed Lease is on file in the office of the City Clerk and may be there examined during usual business hours of the day.

6. The funds necessary to defray the City's obligation under this Lease for the year 1979 and for the year 1980 shall be appropriated in the respective annual budgets for these two years.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF LAND TO THE COUNTY OF ESSEX, NEW JERSEY  
FOR THE WIDENING OF IRVINGTON AVENUE, A COUNTY HIGHWAY, PURSUANT TO N.J.S.A. 40A:12-13  
(b)(1) FOR THE SUM OF \$1.00.

WHEREAS, the Planning Board of the City of Newark, on December 14, 1978 approved a land subdivision #SDM-1278 for premises located at 489-559 Irvington Avenue, which subdivision requires the widening of Irvington Avenue, a County of Essex highway; and

WHEREAS, a strip of land designated on the Official City

March 21, 1979

Tax Maps (1978) as Block 4274 and being a part of Lot 3, owned by the City of Newark, New Jersey, is needed for said highway widening; and

WHEREAS, the description of the land to be conveyed is more fully set forth in a proposed deed a copy of which is now on file in the Office of the Clerk of the City of Newark and may be examined during regular business hours.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the strip of land, referred to above and more fully described in the aforementioned deed, be conveyed to the County of Essex, a body politic of the State of New Jersey, for the amount of \$1.00 pursuant to the provisions of N.J.S.A.40A:12-13(b)(1).

2. That the Business Administrator, on behalf of the City of Newark, is hereby authorized to execute and deliver a deed to the County of Essex for said property which deed is to be approved for legality by the Corporation Counsel of the City of Newark and attested to by the City Clerk who shall affix the corporate seal thereto.

3. That a copy of the executed deed shall be placed on file in the Office of the City Clerk by the Corporation Counsel.

4. That this Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

President Harris: The yeses are seven and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 21, 1979

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto:

Intersection

Clinton Avenue and Lincoln Park

Right Turn Prohibition

East on Clinton Avenue to Southeast on Lincoln Park. 7 a.m. to 5 p.m., School days.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 21, 1979

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER ARBITRATOR'S DECISION FOR THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6S&Fy) adopted November 22, 1966 as amended and supplemented, be amended to adjust the salaries as per Arbitrator's decision to be effective January 1, 1978, as follows, to wit:

<u>POSITIONS</u>	<u>NUMBER OF POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Police Officer 340190	1522	\$ 14,700	\$15,351	\$ 16,010

Section 2. The salaries hereinabove established shall be effective as of January 1, 1978.

Section 3. All prior ordinances or parts thereof which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Councilman Carrino questioned why the number of positions was 1,522 in this ordinance.

The City Clerk replied that was the figure in the ordinance adopted November 22, 1966 and will make it possible to employ up to that number of positions.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1979

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO ADJUST SALARIES AS PER ARBITRATION AWARD FOR THE PROFESSIONAL FIRE OFFICERS ASSOCIATION, LOCAL 1860, IAFF, AFL, CIO)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6S&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended by adjusting the salary ranges to be effective January 1, 1978, as follows, to wit:

<u>POSITION</u>	<u>NUMBER OF POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Fire Chief, U.F.D. 350010	1	\$32,020	\$32,020	\$32,020
Deputy Fire Chief 350030	23	25,157	25,915	26,680
Chief of Fire Signal System Operation 631129	1	25,157	25,915	26,680
Chief of Fire Signal System Maintenance & Construction 631126	1	25,157	25,915	26,680
Battalion Fire Chief 350060	38	20,580	21,344	22,105
Assistant Chief of Fire Signal System Operations 631128	1	20,580	21,344	22,105
Assistant Chief of Fire Signal System Maintenance & Construction 631127	1	20,580	21,344	22,105
Chief Inspector of Combustibles 352010	1	20,580	21,344	22,105



March 21, 1979

1207

<u>POSITIONS</u>	<u>NUMBER OF POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor of Apparatus 999252	2	\$ 20,580	\$21,344	\$22,105
Fire Captain 350090	187	18,293	19,057	19,817
Assistant Chief Inspector of Combustibles 352030	1	18,293	19,057	19,817
Chief Fire Alarm Operator 632050	5	18,293	19,057	19,817
Foreman, Fire Alarm Telegraph 999111	2	18,293	19,057	19,817

Section 2. The salaries hereinabove noted shall be effective January 1, 1978.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum and maximum salaries therefor, which are inconsistent herewith, as set forth are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 21, 1979

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF HARDYSTON, A CERTAIN 48 ACRE PORTION OF BLOCK 36, LOT 9, IN EXCHANGE FOR LANDS OWNED BY MARIO AND JOSEPHINE IANNELLI IN THE TOWNSHIP OF HARDYSTON KNOWN AS BLOCK 36, LOT 28 AND FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EFFECTUATE SUCH EXCHANGE.

WHEREAS, the City of Newark is the owner of those lands commonly designated as Block 36, Lot 9 on the tax assessments maps of the Township of Hardyston; and

WHEREAS, a 48 acre portion of said lands accessible from Fawn Lake Road as described on the accompanying property description is situated outside and on the fringe of the Pequannock Watershed and is not needed for public use; and

WHEREAS, Mario and Josephine Iannelli are the owners of those lands commonly designated as Block 36, Lot 28 on the tax assessment maps of the Township of Hardyston consisting of  $\pm$  45.5 acres and said lands contain and are adjacent to streams within the Pequannock Watershed; and

WHEREAS, the parties desire to exchange their lands in accordance with the provisions of N.J.S.A. 40A:12-16; and

WHEREAS, the parties have caused appraisals of their respective parcels to be prepared by Richard Chaiken, M.A.I. and his appraisals indicate the value of the City of Newark land in the area of Fawn Lake Road at \$2,000 per acre and the value of the land owned by Mario and Josephine Iannelli at \$96,000; and

WHEREAS, N.J.S.A. 40A:12-16 provides that municipalities in acquiring land through trade may do so if the land to be acquired by the municipality is valued at not more than the current assessed value, and may value its land to be exchanged at not less than the assessed value, it is in the City's interest to reduce the appraised value (\$96,000) of the 48 acre portion of Block

36, Lot 9 to be exchanged by \$50,500 to the value of \$45,500 which is above the assessed value to be in accordance with N.J.S.A. 40A:12-16, and to adjust the value of the property to be acquired, Block 36, Lot 28, by \$50,500 to the assessed value of \$45,500, and to exchange said lands on the basis of equal value; and

WHEREAS, the Board of Director of the Newark Watershed Conservation and Development Corporation has reviewed and recommended this exchange and the Division of Water Supply has found such exchange to be advantageous to the City.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

1. That the City of Newark shall exchange the 48 acre portion of Hardyston Township Block 36, Lot 9 described on the accompanying property description for Hardyston Township Block 36, Lot 28 in accordance with N.J.S.A. 40A:12-16.

2. That the City of Newark owned land is not needed for public purposes.

3. That the deed conveying the City property shall provide that there shall not be a change in the natural watershed boundary resulting in a diversion of stormwater runoff and that all septic disposal systems shall be located outside the Pequannock Watershed.

4. That the Executive Director of the Newark Watershed Conservation and Development Corporation is authorized pursuant to Council Resolution 7RBg adopted December 20, 1978 to execute on behalf of the City of Newark all documents, including subdivision filings and deeds, which are necessary to effectuate this exchange of property.

5. That the costs of publishing this ordinance shall be paid by Mario and Josephine Iannelli.

6. That a closing will occur within 45 days of the adoption of this ordinance.

March 21, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO SUPPLEMENT TITLE 20, CHAPTER 2, FIRE DEPARTMENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH AN ARSON PREVENTION FUND)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 20, Chapter 2, Fire Department, of the Revised Ordinances of the City of Newark, New Jersey, be supplemented by adding thereto Article 3, as follows:

Article 3. Arson Prevention Fund

20:2-12. Establishment; administration

There shall be an arson prevention fund in the Fire Department, which shall be administered by the Fire Director.

20:2-13. Reward; conditions, award

A reward up to \$1,000. shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating the provisions of N.J.S.A. 2A:89-1 et seq. The reward is payable after conviction, out of and within the limits of the appropriation made to the arson prevention fund, as established above for that purpose, but no such reward may be paid to any public employee whose duty it is to investigate or to enforce the law. The Fire Director shall award the reward with the consent of the Municipal Council.

Section 2. All ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

March 21, 1979

1211

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

<u>Street</u>	<u>Direction of Travel</u>	<u>From</u>	<u>To</u>
Custer Avenue	Westbound	Osborne Terrace	Seymour Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.            MRS. DOROTHY COOLIDGE, 403 NEW STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with reference to partial payment plan for water bills and replacement of water meter. She alleged discrimination in garbage collection on her street.

Councilman Martines stated these were administrative problems. He suggested Mrs. Coolidge sit down with Mr. Harold Edwards of the Business Administrator's Office to try to resolve these problems.

6-HC-b.            MS. MYRA SEMEL, 220 MT. VERNON PLACE, NEWARK, NEW JERSEY, strongly opposed the proposed development of the Pequannock Watershed area as it would be detrimental to the health and welfare of residents of the City of Newark and natural resources, such as water, trees and grass, are irreplaceable. Ms. Semel urged the Municipal Council to reject the proposal.

Councilman Carrino stated it is costing the City of Newark \$7 million a year in taxes to give West Milford and other towns a nice appearance. Plans submitted to the Council have nothing to do with altering the watershed area. Taxes have been escalating. There is no reason why citizens of Newark must carry the burden so that those people can live in the country. The government would not let them do anything to hurt Newark's water supply, but they must do something to offset Newark's high taxes. It is not fair for Newark citizens to pay taxes on land from which many communities are getting water, so the development plan, in essence, is something to offset taxes which Newark has to pay to those municipalities. The Environmental Protection Administration, State Engineers and Army Corps Engineers report the development area would have nothing to do with Newark's water supply nor would it have any direct involvement in any situation which would hurt the water supply. There is nothing that is going to hurt the water supply.

Councilman Tucker said Newark is faced with the problem that the State regulates escalation of water rates but it does not regulate the escalation of property taxes of West Milford and other municipalities in that area. If Newark does not come up with an alternative proposal based on the escalating tax rate, as projected by Newark Watershed Conservation and Development Corporation Executive Director Moore, by the year 2000 the towns will take the land that Newark currently owns because they will not be

able to maintain paying the property taxes. Any kind of alternative plan or discussion with West Milford regarding maintaining a nondevelopment attitude has to be met by them exempting watershed land for nondevelopment. If that does not take place, then the Council is doing a disservice to the citizens of Newark because they can ill afford to continue paying high property taxes. Councilman Tucker believed there has been only one unofficial plan regarding a watershed park submitted to the Council, but there has been nothing of substance regarding resolving the fiscal problem.

Councilman James concurred with Councilmen Carrino and Tucker. He thinks they should recognize the fact that there would be no Township of West Milford if they did not develop the Pequannock Watershed area. He has a memory of hostility, distrust and all kinds of problems because he remembers vividly when the City of Newark suggested to bus their children up there for recreational purposes, the Township of West Milford did not want them up there and he has several editorials to enforce them. Councilman James suggested that in the area of West Milford, if they can welcome "Jungle Habitat," if they can welcome the Playboy Club which is just beyond that area, Great Gorge, he sees no reason why they should frown upon the idea Newark is going to develop housing up there. The reason West Milford and that whole area do not want to develop that land is because they fear blacks are going to move up there in those houses. That is the issue. The bottom line is they are fearful blacks might leave Newark and move to that area. Councilman James stated he is going to support development of that land, but he has no intention of moving to that area. He is quite happy in Newark.

6-HC-c.                    MS. NONIA BRADLEY, 697 NORTH FIFTH STREET, NEWARK, NEW JERSEY, registered complaints with respect to the Police Department, citing an incident which occurred at her tavern, 679 Springfield Avenue, on Saturday, March 10, 1979. She dialed 911 and a girl hung up on her. She telephoned the Police Department to report a woman was having a heart attack or a stroke and it took them 30 - 35 minutes to get there. When they finally arrived, the woman was dead.

The City Clerk was directed to forward a verbatim transcript of Ms. Bradley's remarks to Police Director Williams and request, as soon as possible, a written response with respect to this matter indicating the time the first call came in on this emergency, the time the second call referred to was received, the time of arrival of the police car and what was the final disposition of this case.

March 21, 1979

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.                    RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTY AT 179½-183 PENNSYLVANIA AVENUE, BLOCK 2789, LOTS 40, 41 AND 42 AND 1249-1251 BROAD STREET, BLOCK 2789, LOT 6, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (EVON INDUSTRIES, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

- 7-R-b.                    RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council March 20, 1979)

Councilman Tucker stated he talked with some of the Board Members of the Parking Authority. One of the points they raised was that they had originally submitted a package to the Mayor and Business Administrator in October or December, 1978 and indicated in the document that they would be glad to answer any questions raised by the Municipal Council. Councilman Tucker was disturbed that the Parking Authority indicated they were not informed this matter was coming before the Council for discussion and the 15% increase is directly related to their ability to collect revenue and the solvency of the Parking Authority. He declared the Council should have received this matter by January 1, 1979. Councilman Tucker asked if the rate increase could be retroactive.

Assistant Corporation Counsel Schwarz replied he felt it could be backdated if the retroactive date given would not be unreasonable. However, as far as the contract is concerned, he opined it could not be retroactive.

Councilman Tucker requested the City Clerk invite Corporation Counsel Perillo to meet with the Municipal Council at their pre-meeting conference April 3, 1979 for an in-depth discussion on this matter.

A motion to defer action on this resolution and directing the City Clerk to invite Corporation Counsel Perillo to meet with the Municipal Council at their pre-meeting conference April 3, 1979 to discuss this matter, was made by Councilman Bottone,



March 21, 1979

seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION RATIFYING CONTRACT WITH RAYMOND DEL FINO, M. D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 21, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH RAYMOND DEL FINO, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 22, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,984.32. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council March 20, 1979)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-d.

RESOLUTION RATIFYING CONTRACT WITH EDWARD SZELEWA, M. D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 21, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH EDWARD SZELEWA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD MARCH 22, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,976.48. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council March 20, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

March 21, 1979

7-R-e.

RESOLUTION RATIFYING CONTRACT WITH JAROSLAW MYNDIUK, M. D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 21, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JAROSLAW MYNDIUK, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 22, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$4,960.80. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council March 20, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-f.

RESOLUTION RATIFYING CONTRACT WITH MATTHEW MORANO, M. D., FOR PERIOD FEBRUARY 26, 1979 TO MARCH 21, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH MATTHEW MORANO, M. D. FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD MARCH 22, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,984.32. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council March 20, 1979)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-g.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN  
AMOUNT SHOWN ON ANNEXED EXHIBIT A, TOTALING \$88,086.32 FOR OVERPAYMENTS CARRIED ON BOOKS  
AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS  
AND CASH OVERPAYMENTS FOR YEARS 1967, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977 AND  
1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-h.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN  
AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$185,723.16 FOR OVERPAYMENTS CARRIED ON  
BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, FOR YEAR 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-i.                    RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$11,036.41 OUTSTANDING  
WATER-SEWER CHARGES ON PROPERTIES WHICH THE CITY OF NEWARK HAS FORECLOSED PURSUANT TO  
IN REM FORECLOSURE, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-j.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS  
(\$25.00) TO MR. ADRIAN SUAREZ FOR RESTAURANT LICENSE NOT ISSUED. (248 PARK AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1979

7-R-k.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS  
(\$25.00) TO MR. JOHN GENBARSKI FOR RESTAURANT LICENSE NOT ISSUED. (554 MARKET STREET)  
 (Copy of resolution and correspondence submitted to each Member of the Council)  
 A motion to adopt the resolution was made by Councilman Martinez, seconded by  
 Councilman James and declared adopted by President Harris by the following votes:  
 Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
 President Harris.

7-R-l.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS  
(\$25.00) TO MR. RICHARD GRAZUL FOR RESTAURANT LICENSE NOT ISSUED. (554 MARKET STREET)  
 (Copy of resolution and correspondence submitted to each Member of the Council)  
 A motion to adopt the resolution was made by Councilman Martinez, seconded by  
 Councilman Tucker and declared adopted by President Harris by the following votes:  
 Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
 President Harris.

7-R-m.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDITH BRESCIA,  
BUILDING SERVICE WORKER, DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, BUREAU  
OF PUBLIC BUILDINGS, FOR PERIOD BEGINNING MARCH 8, 1979 AND ENDING SEPTEMBER 8, 1979.  
(TO CONTINUE WORKING IN BOARD OF ADJUSTMENT - FIRST LEAVE BEGAN MARCH 8, 1976)  
 A motion to adopt the resolution was made by Councilman Tucker, seconded by  
 Councilwoman Villani and declared adopted by President Harris by the following votes:  
 Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
 President Harris.

7-R-n.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FRANCES DAVIS,  
SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD  
BEGINNING MARCH 4, 1979 AND ENDING SEPTEMBER 4, 1979. (TO CONTINUE EMPLOYMENT WITH  
STATE OF NEW JERSEY - FIRST LEAVE BEGAN SEPTEMBER 4, 1978)  
 A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
 Councilman Tucker and declared adopted by President Harris by the following votes:  
 Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
 President Harris.

7-R-o.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FLEMING JONES, JR., MUNICIPAL COMPTROLLER, DEPARTMENT OF FINANCE, DIVISION OF ACCOUNTS AND CONTROL, FOR PERIOD BEGINNING FEBRUARY 13, 1979 AND ENDING AUGUST 11, 1979. (APPOINTED DIRECTOR OF FINANCE - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-p.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM OF \$365. PAYABLE TO BERTHA WALKER, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO HER GARAGE LOCATED AT 666 HUNTERDON STREET, NEWARK WHEN A CITY EMPLOYEE BACKED A FRONT END LOADER INTO GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-q.                    RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ENTER INTO CONSENT ORDER/ INSTALLMENT AGREEMENTS WITH EACH PREVIOUS "OWNER OF RECORD" INDICATED ON ANNEXED LIST FOR AMOUNTS SHOWN THEREON TO VACATE FORECLOSURE JUDGEMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-r.                    RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ENTER INTO CONSENT ORDER/ INSTALLMENT AGREEMENT WITH MR. JOSEPH RACANELLI, OWNER OF RECORD, INDICATED ON ANNEXED SCHEDULE "A" FOR AMOUNT SHOWN THEREON TO VACATE FORECLOSURE JUDGEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

In connection with Resolutions 7-R-q and 7-R-r, the City Clerk was directed

March 21, 1979

to request Acting Tax Collector Joseph to provide the Council with periodic reports regarding the status and/or disposition of these agreements.

7-R-s.            RESOLUTION AMENDING RESOLUTION 7-R-bu, FEBRUARY 7, 1979, PARAGRAPH #2, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH CARLOS LEAL, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD JANUARY 1, 1979 TO FEBRUARY 22, 1979; AND PARAGRAPH #3, MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$881.92. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-t.            RESOLUTION AMENDING RESOLUTION 7-R-bw, FEBRUARY 7, 1979, PARAGRAPH #1, RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND DAVID KATZ, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD JANUARY 1, 1979 TO JANUARY 24, 1979; AND PARAGRAPH #2, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH DAVID KATZ, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM JANUARY 1, 1979 TO JANUARY 24, 1979; AND PARAGRAPH #3, MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$482.30. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

March 21, 1979

7-R-u.RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE

A CONTRACT WITH THE NEWARK EMERGENCY SERVICE FOR FAMILIES, INC., BY WHICH \$8,739. IN-KIND MATCH WILL BE MADE AVAILABLE FOR NEWARK EMERGENCY SERVICES FOR FAMILIES, INC. TO ENABLE IT TO USE SAID IN-KIND MATCH AS A LOCAL SHARE CONTRIBUTION TO MATCH A GRANT OF \$100,000. FROM TITLE XX, FOR USE OF OFFICE SPACE AT JAMES C. WHITE CENTER, 598 SOUTH 11TH STREET, NEWARK, CITY-OWNED PROPERTY, FOR PERIOD MAY 1, 1979 TO APRIL 30, 1980. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-v.RESOLUTION RATIFYING SUPPLEMENTAL AGREEMENT NO. 1 WITH TRI-STATE REGIONAL

PLANNING COMMISSION, FOR PERIOD JULY 1, 1978 TO MARCH 21, 1979; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION (MPDO/CDA) TO ENTER INTO SUPPLEMENTAL AGREEMENT NO. 1 WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD MARCH 22, 1979 TO JUNE 30, 1979, WHEREBY TRI-STATE SHALL PAY SUM OF \$42,710.68 TO MPDO/CDA FOR UNDERTAKING SUB-REGIONAL COMPREHENSIVE TRANSPORTATION PLANNING AND CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$10,677.67. (NO EXPENDITURE OF ANY PUBLIC FUNDS REQUIRED BY CITY OF NEWARK OTHER THAN IN-KIND SERVICES, PREVIOUSLY AND PROPERLY BUDGETED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-w.RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE ON BEHALF OF CITY

OF NEWARK, A PROPOSED AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR RECONSTRUCTION OF BROAD STREET, FROM POINIER STREET TO BLOOMFIELD PLACE; BLOOMFIELD PLACE, FROM BROAD STREET TO BROADWAY; AND BROADWAY, FROM BLOOMFIELD PLACE TO BROAD STREET (RESOLUTION 7-R-cf, AUGUST 7, 1974), AT ESTIMATED COST OF \$1,700,000. (\$1,274,500. BY FEDERAL GOVERNMENT, \$425,500. BY STATE OF NEW JERSEY UNDER FEDERAL AID URBAN SYSTEM PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

March 21, 1979

President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-x. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE ON BEHALF OF CITY OF NEWARK, A PROPOSED AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO IMPROVE RAYMOND BOULEVARD AND MARKET STREET CORRIDORS, FROM PINE STREET TO WEST MARKET STREET, AND WASHINGTON STREET TO SOUTH ORANGE AVENUE, NEWARK (RESOLUTIONS 7-R-i, APRIL 5, 1972 AND 7-R-n, FEBRUARY 21, 1973), AT ESTIMATED COST OF \$1,000,000. (\$750,000. BY FEDERAL GOVERNMENT, \$250,000. BY STATE OF NEW JERSEY UNDER FEDERAL AID URBAN SYSTEM PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-y. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK PAYABLE TO MANUEL LEBRON AND HIS ATTORNEYS, BLUME, KALB & WEISEMAN, 5 COMMERCE STREET, NEWARK, IN AMOUNT OF \$2,750., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY TO HIM, IN COMPLETE SETTLEMENT OF ALL CLAIMS FOR PERSONAL INJURIES SUSTAINED BY MR. MANUEL LEBRON, 16 IRVINGTON STREET, NEWARK, AS RESULT OF ACTIONS BY CITY EMPLOYEES UNDER DOCKET #L-4457-76.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-z. RESOLUTION AMENDING RESOLUTION 7-R-gh, JANUARY 3, 1979, PARAGRAPH 2, AUTHORIZING MAYOR OF CITY OF NEWARK TO ACCEPT AN ADDITIONAL \$50,000. FROM THE NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, FOR PERIOD JULY 1, 1978 TO JUNE 30, 1979, TO AUGMENT PARTICIPATION OF CITY OF NEWARK IN STATE LOCAL COOPERATION INSPECTION PROGRAM; AND PARAGRAPH 4, AUTHORIZING MAYOR TO ENTER INTO AND EXECUTE AN AMENDMENT TO THE GRANT AGREEMENT EFFECTING AFORESAID INCREASE IN AMOUNT OF GRANT. (GRANT-IN-AID ASSISTANCE PROVIDED BY STATE WILL BE USED SOLELY TO DEFRAY COSTS INCURRED IN UNDERTAKING ENFORCEMENT CAPABILITIES AND TO SUPPLEMENT LOCAL APPROVED BUDGET DEDICATED TO HOUSING INSPECTION PROGRAMS) (NO MATCH FUNDS REQUIRED BY CITY OF NEWARK)



(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION AMENDING RESOLUTION 7-R-v, DECEMBER 20, 1978, PARAGRAPH 3, TO RATIFY ACCEPTANCE OF GRANT AWARD FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION, FOR IMPLEMENTATION OF THE NEWARK WINTER FOOD PROGRAM FOR CHILDREN, FOR PERIOD JANUARY 1, 1979 TO MARCH 21, 1979; PARAGRAPH 4, TO AUTHORIZE THE DIRECTOR OF HEALTH AND WELFARE TO ACCEPT FROM THE NEW JERSEY STATE DEPARTMENT OF EDUCATION A GRANT IN SUM OF \$326,360. TO IMPLEMENT THE NEWARK WINTER FOOD PROGRAM FOR CHILDREN, AND TO ENTER INTO AND EXECUTE A GRANT-IN-AID AGREEMENT TO EFFECT SAID ACCEPTANCE, FOR PERIOD MARCH 22, 1979 TO DECEMBER 31, 1979. (NO MATCH REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE EXPENDITURES OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN AMOUNT OF \$150. PAYABLE TO THEODORE MIKULAK, 79 PROSPECT STREET, NEWARK, IN SETTLEMENT OF CLAIM FOR DAMAGES TO HIS CAR ON JANUARY 31, 1978; SANITATION TRUCK LOADED WITH SNOW, HIT MR. MIKULAK'S CAR WHICH WAS LEGALLY PARKED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION TO AMEND RESOLUTION NO. 7-R-bs, ADOPTED ON JUNE 7, 1978, AUTHORIZING THE SALE OF NUMEROUS CITY-OWNED PROPERTIES AND RESOLUTION NO. 7-R-m, PASSED ON JULY 12, 1978, AUTHORIZING THE DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS TO THE SUCCESSFUL BIDDERS THEREOF FOR THE PURPOSE OF INCLUDING LOT 150 IN THE SALE OF 826-830 SOUTH ORANGE AVENUE, BLOCK 4052, LOTS 149 AND 151; AS LISTED ON PAGE 6 OF RESOLUTION NO. 7-R-bs AND PAGE 7 OF RESOLUTION NO. 7-R-m.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 21, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$133.18 TO INEZ BROWN AND WILLIAM LORENTZ, ESQ., ESSEX-NEWARK LEGAL SERVICE, 81 MAIN STREET, ORANGE, NEW JERSEY, IN PAYMENT OF JUDGMENT PLUS ACCRUED INTEREST AND COSTS, FOR BACKPAY IN CASE OF INEZ BROWN V. CITY OF NEWARK, DOCKET NO. R-25:40-75.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-be.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$305,365.60, REFUND FROM JOINT MEETING MAINTENANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$20,000., COMMUNITY-BASED HYPERTENSION DEMONSTRATION PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.            TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$20,000., COMMUNITY-BASED HYPERTENSION DEMONSTRATION PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

March 21, 1979

Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-bh.            RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM U. S. DEPARTMENT OF HEALTH,  
EDUCATION AND WELFARE, FOR CONTINUATION OF THE NEWARK CHILDHOOD LEAD POISONING PREVENTION  
AND CONTROL PROGRAM FOR PERIOD JANUARY 1, 1979 TO MARCH 21, 1979; AND AUTHORIZING DIRECTOR  
OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT ACCEPTING GRANT AWARDED TO  
CITY OF NEWARK BY U. S. DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, IN SUM OF \$62,500.,  
FOR PERIOD MARCH 22, 1979 TO MARCH 31, 1979. (U. S. DEPARTMENT OF HEALTH, EDUCATION AND  
WELFARE-\$62,500., CITY OF NEWARK-IN-KIND MATCH (PERSONNEL)-\$37,846., TOTAL-\$100,346.)  
(NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK, AND PROVIDES ONLY FOR  
IN-KIND SERVICES TO SUPPORT PROJECT'S ACTIVITIES) (7-R-o, OCTOBER 18, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-bi.            RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM NEW JERSEY STATE DEPARTMENT  
OF HEALTH, DIVISION OF ALCOHOLISM, FOR PERIOD FEBRUARY 1, 1979 TO MARCH 21, 1979, FOR  
PROVISION OF ALCOHOLISM CONTROL SERVICES TO NEWARK RESIDENTS; AND AUTHORIZING DIRECTOR OF  
HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH NEW JERSEY DEPARTMENT OF  
HEALTH, DIVISION OF ALCOHOLISM, FOR PERIOD MARCH 22, 1979 TO JANUARY 31, 1980, FOR PRO-  
VISION OF ALCOHOLISM CONTROL SERVICES TO NEWARK RESIDENTS. (STATE GRANT-\$69,552., SLEPA-  
\$50,000., CITY OF NEWARK (CASH MATCH)-\$2,777., CITY OF NEWARK (IN-KIND MATCH-PERSONNEL,  
SPACE)-\$179,887., TOTAL-\$302,216.) (7-R-p, OCTOBER 18, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

March 21, 1979

7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT INCLUDING POST JUDGMENT INTEREST IN SUM OF \$4,674. PAYABLE TO JOHN E. COLLINS AND JUSTIN WALDER, ESQ., 17 ACADEMY STREET, NEWARK AND DRAFT INCLUDING POST JUDGMENT INTEREST IN SUM OF \$9,056.16 PAYABLE TO CLARENCE DANIELS AND JUSTIN WALDER, ESQ., 17 ACADEMY STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; BOTH NEWARK POLICE OFFICERS COLLINS AND DANIELS WERE ACQUITTED OF CRIMINAL CHARGES ON JUNE 15, 1972 AND APPELLATE DIVISION OF SUPERIOR COURT AFFIRMED JUDGMENT ON JANUARY 10, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AMENDING RESOLUTION 7-R-bg, FEBRUARY 7, 1979, ACCEPTING SETTLEMENT OFFER OF \$35,000. FROM EMPIRE REALTY COMPANY FOR OUTSTANDING WATER CHARGES IN AMOUNT OF \$45,000. PLUS INTEREST OF \$6,390.96 TO CORRECT LIEN AMOUNT ON PROPERTY LOCATED AT 54, 56 AND 78 PARIS STREET NEWARK, FROM \$45,604.94 PLUS INTEREST OF \$6,390.96 TO REFLECT ADDITIONAL \$5,311.30 IN INTEREST COSTS; TOTAL LIEN AMOUNT BEING \$57,307.20 AS OF MARCH 12, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bl. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSECTION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$389,600., RESERVE TO PAY SERIAL BONDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF JOINT MEETING OF ESSEX AND UNION COUNTIES TO SELL, AT PUBLIC AUCTION, PROPERTY LOCATED AT 105 MILL ROAD, IRVINGTON, NEW JERSEY, NO LONGER NEEDED FOR PUBLIC USE; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT, ON BEHALF OF CITY OF NEWARK, WITH SCAFAR CONTRACTING, INC., 24 COTTAGE STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-60R, ORATON STREET WATER MAIN CONSTRUCTION, FOR TOTAL SUM OF \$30,000., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY DIVISION OF WATER SUPPLY, OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT, NON-BIDDED PROFESSIONAL CONSULTANTS AND SERVICES; FUND 37, DEPARTMENT 75, AGENCY 02, ACCOUNT 141)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bo. RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT ON BEHALF OF CITY OF NEWARK WITH THE FRATERNAL ORDER OF POLICE, NEWARK LODGE NO. 12, FOR THE YEAR 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT ON BEHALF OF CITY OF NEWARK WITH THE PROFESSIONAL FIRE OFFICERS ASSOCIATION, LOCAL 1860, IAFF, AFL-CIO, FOR THE YEAR 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1979

7-R-bq.RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND

TRAINING TO ENTER INTO A CONTRACT WITH B.C.F. ENTERPRISES, INC., 35 GALWAY PLACE, TEANECK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE A WORD PROCESSING PROGRAM FOR 20 PARTICIPANTS, INSTRUCTIONAL PERIOD APRIL 9, 1979 TO DECEMBER 3, 1979, AT AMOUNT NOT TO EXCEED \$40,906.; CONTRACT PERIOD TO TERMINATE FEBRUARY 3, 1980. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9 106-10, (STIP TITILE III))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-br.RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND

TRAINING TO RATIFY AND AMEND CONTRACT WITH MOUNT CARMEL GUILD INC., FOR PERIOD JANUARY 1, 1979 TO MARCH 21, 1979 (RESOLUTION 7-R-a, OCTOBER 10, 1978, AMENDED BY RESOLUTION 7-R-bm, NOVEMBER 1, 1978) AND TO ENTER INTO AN AMENDMENT FROM MARCH 22, 1979 TO SEPTEMBER 30, 1979 INCREASING CONTRACT AMOUNT FROM \$158,951. TO \$475,963.; FURTHER MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING RESERVED RIGHT TO AMEND SAID CONTRACT AMOUNT FROM \$475,963. TO \$486,453. AFTER MUNICIPAL COUNCIL APPROVAL AND CERTIFICATION OF ADDITIONAL FUNDS. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED (TITLE I))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND

TRAINING TO ENTER INTO A CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER, INC. TO PROVIDE A SECRETARIAL SKILLS TRAINING PROGRAM FOR 20 PARTICIPANTS; INSTRUCTIONAL PERIOD MARCH 26, 1979 TO NOVEMBER 22 1979, AT AMOUNT NOT TO EXCEED \$85,625.06; CONTRACT PERIOD TO TERMINATE FEBRUARY 3, 1980. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED (TITLE I))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yew: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-bt.            RESOLUTION AUTHORIZING APPLICATION FOR NEWARK'S PARTICIPATION IN GREEN ACRES  
LOCAL MATCHING ASSISTANCE PROGRAM BE MADE TO COMMISSIONER OF ENVIRONMENTAL PROTECTION  
FOR GRANT IN AMOUNT OF \$2,673,325. EQUAL TO 50% OF ESTIMATED PROJECT COST ACCORDING TO  
SCHEDULE LISTED ON D.E.P. PROGRAM PARTICIPATION INTEREST FORM (VGB 049) AND AUTHORIZING  
EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE AND FILE SUCH  
INTEREST FORM WITH COMMISSIONER OF ENVIRONMENTAL PROTECTION TO PROVIDE ADDITIONAL APPLI-  
CATION INFORMATION AND FURNISH SUCH DOCUMENTS AS MAY BE REQUIRED AND TO ACT AS AUTHORIZED  
CORRESPONDENT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez Tucker, Villani,  
President Harris.

7-R-bu.            RESOLUTION AUTHORIZING TRANSFER OF 1978 RESERVE APPROPRIATIONS, DEPARTMENTS OF  
POLICE, PUBLIC WORKS, RECREATION AND PARKS, AND FINANCE AND UNCLASSIFIED PURPOSES,  
TOTALING \$972,006. TO DEPARTMENT OF POLICE, SALARIES AND WAGES, TO PAY RETROACTIVE  
SALARY INCREASES MANDATED BY FRATERNAL ORDER OF POLICE (F.O.P.) CONTRACT AGREEMENT,  
PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-bv            RESOLUTION AUTHORIZING TRANSFER OF 1978 RESERVE APPROPRIATIONS, FIRE DEPARTMENT,  
SALARIES AND WAGES AND DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS,  
DIRECTOR'S OFFICE, DIVISION OF HEALTH, AND DIVISION OF WELFARE, OTHER SALARIES AND WAGES,  
TOTALING \$343,700. TO FIRE DEPARTMENT, SALARIES AND WAGES, TO PROVIDE FUNDS FOR FIRE  
DEPARTMENT'S 7% INCREASE IN SALARIES AND WAGES, PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Bottone and declared adopted by President Harris by the following votes:

March 21, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-bw.            RESOLUTION AUTHORIZING TRANSFER OF 1978 RESERVE APPROPRIATIONS, DEPARTMENT OF  
ADMINISTRATION, DIVISION OF BUDGET, SALARIES AND WAGES, OTHER SALARIES AND WAGES, \$18,000.  
TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF STREETS AND SIDEWALKS, MATERIAL AND SUPPLIES,  
NON-VEHICLE MAINTENANCE SUPPLIES, PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-bx.            RESOLUTION AMENDING RESOLUTION 7-R-cf, SEPTEMBER 20, 1978, AUTHORIZING MAYOR  
AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT  
WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER TO REHABILITATE FIRE DAMAGED HISTORIC  
STRUCTURE, THE WILLIAM CLARK HOUSE, 346 MT. PROSPECT AVENUE; CONTRACT PERIOD SHALL BE  
NOVEMBER 1, 1977 TO JULY 31, 1979; AND ARTICLE "B" UNDER SAID CURRENT AGREEMENT BE  
AMENDED TO READ THAT ALL SERVICES REQUIRED SHALL BE COMPLETED BY JULY 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

7-R-by.            RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND  
TRAINING TO ENTER INTO A CONTRACT WITH ESTELN CORPORATION, 43 TIFFANY LANE, WILLINGBORO,  
NEW JERSEY, ONLY BIDDER. TO PROVIDE AN OFFICE MACHINE REPAIR PROGRAM FOR 20 PARTICIPANTS;  
INSTRUCTIONAL PERIOD OF CONTRACT MARCH 26, 1979 TO DECEMBER 25, 1979, AT AMOUNT NOT TO  
EXCEED \$51,488.; CONTRACT PERIOD TO TERMINATE FEBRUARY 3, 1980. (SOURCE OF FUNDS -  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10 (STIP ROUND 2  
TITLE III))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.



7-R-bz.            RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT WITH DEERPATH CONSTRUCTION CORPORATION, P. O. BOX 219, MILLBURN, NEW JERSEY, ONLY BID RECEIVED, FOR PROJECT KNOWN AS CONTRACT NO. 79-08 MASONRY WORK AT 49-61 JAMES STREET, FOR TOTAL SUM OF \$19,383.25, BASED UPON UNIT PRICES AS SHOWN IN THEIR PROPOSAL, AVAILABLE FUNDS AND IN ACCORDANCE WITH SPECIFICATIONS. (FUNDS PROVIDED FOR BY SAFE AND CLEAN NEIGHBORHOODS, FIFTH YEAR GRANT (55-96-61-250))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.            RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO REJECT ALL BIDS RECEIVED JUNE 30, 1978, JULY 25, 1978 AND NOVEMBER 2, 1978 AS BEING IN BEST INTEREST OF CITY AND TO EXECUTE A CONTRACT WITH MULRENAN CONTRACTORS, INC., 708-718 WILLIAM STREET, HARRISON, NEW JERSEY, FOR CONTRACT NO. 78-36 ROOF REPLACEMENT AND RELATED WORK AT SYMPHONY HALL, IN AMOUNT NOT TO EXCEED \$118,110.20, IN ACCORDANCE WITH N.J.S.A. 40A:11-5. (FUNDS PROVIDED FOR BY SAFE AND CLEAN NEIGHBORHOODS PROGRAM. (55-96-61-299) (55-96-62-299))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

MOTIONS.

7-M-a.            A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT DIRECTOR OF ENGINEERING ZACH PROVIDE COUNCIL WITH AN EXPLANATION AND JUSTIFICATION FOR THE USE OF SAFE AND CLEAN NEIGHBORHOOD ACT FUNDS TO BE EXPENDED FOR ROOF REPLACEMENT AND RELATED WORK AT SYMPHONY HALL, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO ADVISE MAYOR GIBSON, BUSINESS ADMINISTRATOR BUCK, DIRECTOR OF PUBLIC WORKS TOMA AND DIRECTOR OF HEALTH AND WELFARE MORGAN THAT AN EMERGENCY EXISTS ON CUSTER PLACE BETWEEN MEEKER AVENUE AND CUSTER AVENUE, IN THAT THE ENTIRE AREA IS ABANDONED WITH DEBRIS STREWN STREETS, POTHOLES AND OTHER CONDITIONS FORCING CITIZENS TO WALK IN THE STREETS; FURTHER, ADVISING THE AFOREMENTIONED CITY OFFICIALS THAT SEVERAL MUGGINGS AND RAPES OCCURRED IN THE AREA, THUS REQUIRING IMMEDIATE ATTENTION AND ACTION TO RESTORE A HEALTHFUL AND SAFE ENVIRONMENT, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION CALLING ADMINISTRATION'S ATTENTION TO EMERGENCY CONDITIONS WHICH EXIST ON HUNTERDON STREET BETWEEN WEST RUNYON STREET AND HAWTHORNE AVENUE AND AT 810 BERGEN STREET INCLUDING FIRE GUTTED, ABANDONED, WIDE-OPEN AND DEBRIS STREWN PROPERTY AND STREETS WHICH ARE EXTREMELY HAZARDOUS AND A DISTINCT THREAT TO THE RESIDENTS OF THAT AREA; FURTHER, THAT IT IS ABSOLUTELY ESSENTIAL THAT THE ADMINISTRATION TAKE IMMEDIATE ACTION TO ABATE THE AFOREMENTIONED CONDITIONS WHICH ARE A THREAT TO THE HEALTH AND SAFETY OF THE CITIZENS OF THIS CITY, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION THAT A PROPER RESOLUTION BE PREPARED CONGRATULATING MALCOLM X SHABAZZ HIGH SCHOOL BASKETBALL TEAM AND COACHES FOR WINNING THE STATE GROUP THREE BASKETBALL TITLE THUS EXEMPLIFYING GOOD SPORTSMANSHIP DURING THIS TOURNAMENT PLAY; FURTHER, THAT A SUITABLE RESOLUTION BE PRESENTED TO THE PLAYERS, COACHES AND ADMINISTRATORS INVOLVED IN BRINGING THIS POSITIVE IMAGE TO THE CITY OF NEWARK, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE ACTING EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE AND REQUEST THAT HE ASSIST THE LEAGUERS AND THE SOUTH WARD BOYS' CLUB IN THE PREPARATION OF AN APPLICATION FOR FUNDING UNDER THE URBAN RECREATION AND PARK RECOVERY ACT OF 1978 AND FEDERAL RECREATIONAL FACILITIES IMPROVEMENT GRANT, WHICH WOULD HAVE TO BE FORWARDED THROUGH THE CITY, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE BUSINESS ADMINISTRATOR TO PROVIDE A REPORT ON THE STATUS OF CABLE TV SERVICES FOR RESIDENTS OF THE CITY OF NEWARK, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MS. NANCY VELARDI, DISTRICT DIRECTOR AND MS. MYRNA MONTANEZ, FIELD REPRESENTATIVE OF COMMUNITY SERVICES ADMINISTRATION REQUESTING THESE OFFICIALS TO PROVIDE COUNCIL WITH A STATUS REPORT REGARDING THE CONTINUATION OF FEDERAL FUNDING FOR THE UNITED COMMUNITY CORPORATION IN THE CITY OF NEWARK, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-M-h.

A MOTION RECOGNIZING APRIL 4, 1979, AS THE ELEVENTH ANNIVERSARY OF THE UNTIMELY ASSASSINATION OF THE LATE REVEREND DR. MARTIN LUTHER KING, JR.; FURTHER, THAT IN HIS MEMORY THE MUNICIPAL COUNCIL STRONGLY URGES ALL PERSONS OF GOOD WILL TO REAFFIRM THEIR SUPPORT OF THE HIGH IDEALS ESPOUSED BY DR. KING AND, IN HIS MEMORY TO CONTINUE TO PURSUE THE ULTIMATE GOAL OF ATTAINING TRUE BROTHERHOOD, JUSTICE AND EQUALITY FOR ALL PEOPLE THROUGHOUT THE WORLD; ALSO DIRECTING THAT A COPY OF THIS MOTION, SUITABLY INSCRIBED, BE PREPARED AND FORWARDED TO HIS WIDOW MRS. CORETTA SCOTT KING AND FAMILY IN ATLANTA, GEORGIA, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1978

COMMUNICATIONS AND PETITIONS.

8-a. The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)" (IN TAXICABS)

(Copy of ordinance submitted to each Member of the Council)

(Ordinance tabled February 7, 1979)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 9, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE FAIRMOUNT URBAN RENEWAL PROJECT N.J.R-72. (SEVENTH AMENDMENT)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 9, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED SPACE ON FERRY STREET."

(Ferry Street, North side, in front of house #436)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1979

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 9, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BLOOMFIELD PLACE.

(Deleting Bloomfield Place, Both sides, from Broad Street to Broadway

Adding Bloomfield Place, North side, from Broad Street to Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

8-e. The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 13, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 (REQUIRES HOUSING UNITS WHICH CONTAIN OVER 100 FAMILIES TO HAVE PRESENT ON THE PREMISES BETWEEN THE HOURS OF 8:00 P. M. AND 4:00 A. M. A SECURITY GUARD AND A DOORMAN)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

8-f. The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR THE ERECTION OF VARIOUS TYPES OF ANTENNAE)"

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

March 21, 1979

A motion to remove from the Table AN ORDINANCE GRANTING TO NEW JERSEY BELL TELEPHONE COMPANY, ITS ASSOCIATED AND ALLIED COMPANIES, IN PERPETUIT", AN UNDERGROUND EASEMENT FOR A RIGHT OF WAY 10' WIDE AND APPROXIMATELY 300' IN LENGTH IN BLOCK 5088, LOT 138 ON THE OFFICIAL TAX MAP FOR INSTALLATION OF A CONDUIT APPROXIMATELY 30" BELOW THE GROUND, BEING 26" WIDE AND 56" DEEP, UPON PAYMENT TO THE CITY OF NEWARK OF \$4,500. TOGETHER WITH THE COSTS OF PUBLICATION OF THIS ORDINANCE, was made by President Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 26, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING TO NEW JERSEY BELL TELEPHONE COMPANY, ITS ASSOCIATED AND ALLIED COMPANIES, IN PERPETUITY, AN UNDERGROUND EASEMENT FOR A RIGHT OF WAY 10' WIDE AND APPROXIMATELY 300' IN LENGTH IN BLOCK 5088, LOT 138, ON THE OFFICIAL TAX MAP FOR INSTALLATION OF A CONDUIT APPROXIMATELY 30" BELOW THE GROUND, BEING 26" WIDE AND 56" DEEP, UPON PAYMENT TO THE CITY OF NEWARK OF \$5,000. TOGETHER WITH THE COSTS OF PUBLICATION OF THIS ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled June 7, 1978)

(Ordinance removed from Table March 21, 1979)

A motion directing the City Clerk to place this ordinance on the April 4, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR HEALTH OFFICER/PHYSICIAN), was made by Councilman Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING

SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO  
CREATE THE POSITION AND SALARY RANGE FOR HEALTH OFFICER/PHYSICIAN)"

(Health Officer/Physician \$30,851. - \$37,501.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled March 7, 1979)

(Ordinance removed from Table March 21, 1979)

(Corporation Counsel Perillo and Health and Welfare Director Morgan met with  
the Council March 20, 1979)

A motion directing the City Clerk to place this ordinance on the April 4, 1979  
Calendar of the Municipal Council for first reading was made by Councilman Grant,  
seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Bottone, Grant, Villani, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker.

A motion to reject this ordinance was made by Councilman Martinez, seconded by  
Councilman Carrino.

Councilman Martinez stated this position was on the payroll referendum which  
was soundly defeated by the voters. He believes this position is a way to give this  
particular person a pay raise and get around the referendum. With 31 doctors and  
dentists laid off, now there are 3 doctors and dentists on board, he wonders what is  
going to be his position as a supervisor. Councilman Martinez asserted this ordinance  
is not in proper perspective at this time and he is moving to reject this ordinance.

Councilman Tucker said he does not agree with the public referendum which was  
held but he thinks the public has been heard on it. He does not believe the Council  
should, in any way whatsoever, try to circumvent the referendum.

Councilman Bottone noted some of these questions were answered at the pre-  
meeting conference and he thinks the Health and Welfare Director indicated that the  
duties of this particular person would be increased and with the increase in duties,  
some of his employees would be receiving a higher salary. This is the same position  
that the Police and Fire Directors were in and he does not feel they are very consistent  
when they give the Police and Fire Directors an increase so their salary would be above  
their employees and let the Health Officer's salary be under his employees.

Councilman Martinez pointed out the Police and Fire Directors were not on the  
referendum. This particular position was on the referendum and it was soundly defeated  
by the voters.

Councilwoman Villani said this man has given up his practice, only practices a

few nights per week. She does not feel this salary is out of line for a physician, even at \$37,000. he is underpaid.

The motion to reject this ordinance failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker.

No: Councilmen Bottone, Grant, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979,

ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:10-5, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BE AMENDED BY ADDING THERETO THE FOLLOWING PROJECTS." (Branch Brook Park Manor - 8-1 and Phase IV - Project N. J. 2-27)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979,

ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a & b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.



MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from February 28, 1979 to March 13, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Stanislaus Church	7678 (Amended)
St. James Roman Catholic Church	7851 (Amended)
St. Augustine's Holy Name Society	7918

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Genesis Baptist Church	7912
Our Lady of Mt. Carmel P.T.A.	7913
First Zion Hill Baptist Church	7914
Society of Our Lady of Charity of Cobre, Our Lady of Perpetual Help Church	7915
Parents and Guardians Guild of St. Vincent Academy	7916
Church of Our Lady of Good Counsel	7917

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.


ADJOURNMENT.

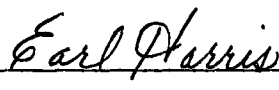
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

This meeting adjourned at 9:40 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President



Newark, New Jersey, March 27, 1979

A meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:55 A. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr. Temporary President was made by Councilman Tucker, seconded by Councilman Martinez.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr. Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Martinez, Tucker, Villani.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Martinez, Tucker, Villani, Temporary President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

Temporary President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 8, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.            RESOLUTION PROVIDING FOR THE READING OF THE BUDGET FOR THE TAX YEAR 1979 BY ITS TITLE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez, Tucker, Villani, Temporary President Grant.

March 27, 1979

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1979 was approved by the Municipal Council on the 27th of February, 1979 and informal approval granted by the Director of Local Government Services. The budget was advertised in accordance with law in the Star Ledger issue of March 12, 1979. In the advertisement, 11:00 A. M., or as soon thereafter as the Council can convene, on the 27th day of March, 1979, in the Council Chamber of the Newark City Hall, was established as the hearing date. This being the date, time and place, it is respectfully requested that the Temporary President declare open the hearing on the 1979 Approved Budget.

Temporary President Grant: The public hearing on the 1979 Budget of the City of Newark is declared open.

No one appearing, a motion to close the hearing was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez, Tucker, Villani, Temporary President Grant.

7-R-b. RESOLUTION FIXING AND DETERMINING THE SUM OF \$24,192,020.00 AS THE AMOUNT OF MONEY NECESSARY FOR USE OF PUBLIC SCHOOLS FOR 1979-1980 SCHOOL YEAR AND APPROPRIATING THE SUM OF \$12,096,010.00 FOR THE USE OF PUBLIC SCHOOLS FOR SCHOOL YEAR 1979-1980 AND \$15,061,918.50 FOR SCHOOL YEAR 1978-1979 AND \$7,600,000.00 FOR THE AGREED SETTLEMENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Tucker, Villani, Temporary President Grant.

No: Councilman Martinez.

7-R-c. RESOLUTION RESCINDING RESOLUTION 7-R-b-1, FEBRUARY 27, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION IN 1979 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY, 'MISCELLANEOUS REVENUE,' WATER RENTS, \$3,750,000."

(Copy of resolution submitted to each Member of the Council)

Councilman Bottone noted the Municipal Council did approve water rate increase.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

March 27, 1979

1242

Yes: Councilmen Bottone, Carrino, Tucker, Villani, Temporary President Grant.

No: Councilman Martinez.

7-R-d. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
CLUSION IN 1979 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY, "MISCELLANEOUS REVENUE,"  
WATER RENTS, \$3,766,146.99.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Bottone, Tucker, Temporary President Grant.

No: Councilmen Carrino, Martinez, Villani.

The City Clerk called attention it now means there is no appropriation in the budget for payment of water consumption during the year 1979 and all other figures being used in the preparation of the budget include this revenue which is necessary to balance the budget. The entire budget will have to be rewritten for Water Utility to take out this revenue.

Budget Officer Banker explained the resolution before the Council in no way affects the water rates as they presently stand. This resolution merely allows the Director of Local Government Services to make formal approval of the action previously taken by this Council in adjusting the water rates. Because those rates were not in effect in 1978 and therefore were not realized in cash, it is necessary for this to be adopted as a special item of revenue so that approval can be granted. In the absence of that approval, this cannot be included as a revenue in the Water Utility Budget which would require the reduction of appropriations in the Water Utility to the same extent, that is \$3,766,146.99 would have to be cut from the appropriations for the Water Utility. At the present rate structure, the City will realize these revenues without any action on the part of this Council. The Council is merely allowing the revenues, which are going to be realized, to support the Water Utility Budget.

Councilman Carrino questioned if \$3,766,146.99 is used as appropriations, then Budget Officer Banker is assuming that the water rate adjustment is going to carry through, because they are not going to raise this money unless the new rate is used.

Budget Officer Banker replied the water rate is in effect now and is in fact being collected based on the passage of the ordinance by the Council.

The City Clerk requested External Auditor Huss to inform the Council as to the effect of the failure of passage of this resolution,

March 27, 1979

External Auditor George Huss related basically they need a balanced budget and need \$3,766,146.99 to balance the budget. Water rates have already been increased in September of last year and they are being collected. Therefore, to pass the budget, they will have to have this resolution.

Councilman Carrino indicated he is voting against the whole budget. However, in order to get these figures to Trenton, he is going to change his vote to "yes" on this resolution. He is tired of being told the Council controls this and that, and the Council is put under the gun when they are against something by saying, "Either do it or someone is going to get hurt." In essence, the Council does not control anything. Councilman Carrino reiterated he is going to vote in the affirmative on this particular item, but he is going to vote in the negative on the entire budget in April.

Councilwoman Villani indicated she would change her vote to "yes" on this resolution.

The motion to adopt the resolution was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Tucker, Villani, Temporary President Grant.

No: Councilman Martinez.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION IN 1979 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," DEPOSIT ON BIDS - CITY-OWNED AND FORECLOSED PROPERTY, \$249,786.70.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez, Tucker, Villani, Temporary President Grant.

March 27, 1979

1244

7-R-f.

RESOLUTION AMENDING THE BUDGET FOR THE YEAR 1979 AS APPROVED FEBRUARY 27,

1979.

WHEREAS, the local municipal budget for the year 1979 was approved on the twenty-seventh day of February 1979; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex that the following amendments to the approved budget of 1979 be made:

<u>ANTICIPATED REVENUES:</u>	<u>FROM</u>	<u>TO</u>
3. Miscellaneous Revenues:		
Interest on Investments and Deposits	1,750,000.00	2,170,846.41
State Aid - Railroad Tax (N.J.S. 54:10A-33)	1,105,731.04	1,037,997.93
Payment in Lieu of Taxes on State Exempt Property (N.J.S. 54:4-2.2a et seq.)	2,367,739.27	4,228,873.00
State and Federal Revenues Off-Set with Appropriations:		
State Aid Building Aid Allowance for School	9,294,708.00	8,714,064.71
Local Government Emergency Assistance Act of 1979	-0-	4,333,100.00
Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services:		
State and Federal Revenues Off-Set with Appropriations:		
Department of Community Affairs:		
Nutrition Project for the Elderly	-0-	50,000.00
Nutrition Project for the Elderly	-0-	9,359.00
Nutrition Project for the Elderly	-0-	43,557.00
Nutrition Project for the Elderly	107,142.00	4,226.00

March 27, 1979

3. <u>Miscellaneous Revenues (Continued)</u>	<u>FROM</u>	<u>TO</u>
<b>State and Federal Revenues Off-Set with Appropriations: (Continued)</b>		
Municipal Court Management and Improvement Program Family and Neighborhoods Service Project	62,876.00	-0-
Safe and Clean Neighborhoods Program FY 1979	-0-	500,000.00
Safe and Clean Neighborhoods Program Discretionary Fund	-0-	45,000.00
Safe and Clean Neighborhoods Program Discretionary Fund	-0-	20,000.00
State Law Enforcement Planning Agency: (SLEPA) Comprehensive Law Enforcement and Criminal Justice Planning	-0-	43,578.00
Unified Vailsburg Service Project FY-1979	-0-	100,277.00
Municipal Court Management and Improvement Program	-0-	62,876.00
<b>United States Department of Labor:</b>		
Comprehensive Employment and Training Program	34,645,689.00	33,799,734.00
<b>New Jersey Department of Health:</b>		
Community Based Hypertension Demonstration Project	-0-	20,000.00
Drug Enforcement Administration: Task Force	-0-	208,722.09
United States Civil Service Commission: Intergovernmental Personnel Act	-0-	20,000.00
<b>United States Environmental Protection Agency:</b>		
Air Pollution Control Program	-0-	47,934.00
<b>Essex County Department on Aging:</b>		
Health Promotion Program	-0-	27,720.00
<b>Other Special Items:</b>		
Deposits on Bids - City owned and Foreclosed Property	-0-	249,786.70
Reserve to Pay Serial Bonds	-0-	389,600.00
Joint Meeting Maintenance Reimbursement	-0-	305,365.60
<b>TOTAL MISCELLANEOUS REVENUES</b>	<b>149,178,924.41</b>	<b>156,277,656.54</b>



	<u>FROM</u>	<u>TO</u>
5. Subtotal General Revenues (Items 1,2,3 and 4)	<u>181,978,924.41</u>	<u>189,077,656.54</u>
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	44,350,540.04	39,104,580.98
(b) Addition to Local District Schools	<u>172,215.00</u>	<u>752,858.29</u>
Total Amount to be Raised by Taxes for Support of Municipal Budget	<u>44,522,755.04</u>	<u>39,857,439.27</u>
7. TOTAL GENERAL REVENUES	<u>226,501,679.45</u>	<u>228,935,095.81</u>
8. <u>GENERAL APPROPRIATIONS</u>		
(A) Operations - within 5% "CAPS"		
OFFICE OF THE MAYOR:		
Mayor's Office:		
Other Expenses:		
Service by Contract or Agreement	54,633.00	64,633.00
Total - Other Expenses	71,383.00	81,383.00
Board of Adjustment:		
Other Expenses:		
Service by Contract or Agreement	6,750.00	11,750.00
Total - Other Expenses	8,060.00	13,060.00
Newark Human Rights Commission:		
Salaries and Wages:		
Other Salaries and Wages	228,359.00	224,993.00
Overtime	2,000.00	500.00
Total - Salaries and Wages	273,328.00	268,462.00
Municipal Courts:		
Salaries and Wages:		
Other Salaries and Wages	923,955.00	924,683.00
Total - Salaries and Wages	1,126,090.00	1,126,818.00
Community Development Administration:		
Director's Office:		
Salaries and Wages:		
Other Salaries and Wages	153,879.00	110,552.00
Total - Salaries and Wages	153,879.00	110,552.00
Other Expenses:		
Service by Contract or Agreement	4,500.00	47,827.00
Total - Other Expenses	5,750.00	49,077.00
Office of Assessment:		
Other Expenses:		
Equipment	-0-	900.00
Total - Other Expenses	57,950.00	58,850.00

March 27, 1979

8. GENERAL APPROPRIATIONS (Continued)	FROM	TO
(A) Operations (Continued)		
OFFICE OF THE MAYOR: (Continued)		
Free Public Library	3,463,850.00	3,513,850.00
Aid to Newark Museum	1,215,116.00	1,265,116.00
TOTAL - OFFICE OF THE MAYOR AND AGENCIES	<u>7,673,804.50</u>	<u>7,785,566.50</u>
CITY CLERK AND MUNICIPAL COUNCIL		
Office of the City Clerk:		
Salaries and Wages:		
Other Salaries and Wages	277,662.00	274,724.00
Total - Salaries and Wages	465,073.00	462,135.00
Other Expenses:		
Materials and Supplies	41,000.00	46,000.00
Total - Other Expenses	174,825.00	179,825.00
Municipal Council:		
Other Expenses:		
Service by Contract or Agreement	126,430.00	131,430.00
Total - Other Expenses	146,430.00	151,430.00
TOTAL - CITY CLERK AND MUNICIPAL COUNCIL	<u>1,734,371.00</u>	<u>1,741,433.00</u>
DEPARTMENT OF ADMINISTRATION:		
Division of Central Purchase:		
Other Expenses:		
Service by Contract or Agreement	196,651.00	200,051.00
Total - Other Expenses	239,516.00	242,916.00
Division of Personnel:		
Salaries and Wages:		
Principal Personnel Technician	29,802.00	18,698.00
Other Salaries and Wages	192,399.50	166,976.50
Total - Salaries and Wages	332,823.50	296,296.50
Other Expenses:		
Miscellaneous - Employee Fringe		
Benefits - Insurance	5,225,000.00	5,316,000.00
Equipment	-0-	800.00
Total - Other Expenses	5,260,470.00	5,352,270.00
TOTAL - DEPARTMENT OF ADMINISTRATION	<u>6,700,127.00</u>	<u>6,758,800.00</u>
DEPARTMENT OF LAW:		
Corporation Counsel's Office:		
Other Expenses:		
Service by Contract or Agreement	77,029.00	78,129.00
Total - Other Expenses	91,029.00	92,129.00
TOTAL - DEPARTMENT OF LAW	<u>723,809.00</u>	<u>724,909.00</u>

8. GENERAL APPROPRIATIONS (Continued)	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
DEPARTMENT OF FINANCE:		
Director's Office:		
Salaries and Wages:		
Other Salaries and Wages	118,222.00	90,817.00
Total - Salaries and Wages	154,396.00	126,991.00
Division of Data Processing:		
Salaries and Wages:		
Other Salaries and Wages	102,314.00	55,602.00
Total - Salaries and Wages	128,964.00	82,252.00
Other Expenses:		
Payment - C.S.C. Contract	3,718,814.00	-0-
Total - Other Expenses	3,724,814.00	6,000.00
Division of Licenses:		
Salaries and Wages:		
Other Salaries and Wages	105,989.00	117,841.00
Total - Salaries and Wages	145,197.00	157,049.00
TOTAL - DEPARTMENT OF FINANCE	<u>5,955,463.25</u>	<u>2,174,384.25</u>
DEPARTMENT OF RECREATION AND PARKS:		
Director's Office:		
Other Expenses:		
Service by Contract or Agreement	78,200.00	88,200.00
Total - Other Expenses	81,400.00	91,400.00
Division of Recreation Programs:		
Salaries and Wages:		
Seasonal Help	-0-	159,200.00
Other Salaries and Wages	266,644.00	276,644.00
Total - Salaries and Wages	296,885.00	466,085.00
Other Expenses:		
Service by Contract or Agreement	5,500.00	31,228.00
Total - Other Expenses	55,250.00	80,978.00
TOTAL - DEPARTMENT OF RECREATION AND PARKS	<u>1,126,660.00</u>	<u>1,331,588.00</u>
DEPARTMENT OF PUBLIC WORKS:		
Division of Motors:		
Salaries and Wages:		
Other Salaries and Wages	1,367,272.90	1,319,872.90
Total - Salaries and Wages	1,537,516.90	1,490,116.90
Other Expenses:		
Service by Contract or Agreement	420,933.00	399,933.00
Materials and Supplies	1,320,715.00	1,263,715.00
Total - Other Expenses	1,755,898.00	1,677,898.00

March 27, 1979

8. GENERAL APPROPRIATIONS (Continued)	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
DEPARTMENT OF PUBLIC WORKS: (Continued)		
Division of Public Property:		
Salaries and Wages:		
Other Salaries and Wages	1,681,043.00	1,712,935.00
Seasonal Help	-0-	15,072.00
Total - Salaries and Wages	1,737,919.00	1,784,883.00
Other Expenses:		
Service by Contract or Agreement	3,042,803.00	3,322,198.00
Materials and Supplies	780,500.00	860,500.00
Total - Other Expenses	3,823,303.00	4,182,698.00
Division of Sewers:		
Salaries and Wages:		
Other Salaries and Wages	614,480.00	646,378.00
Total - Salaries and Wages	685,798.00	717,696.00
Division of Sanitation:		
Salaries and Wages:		
Other Salaries and Wages	4,552,943.00	4,548,143.00
Overtime	400,000.00	350,000.00
Total - Salaries and Wages	5,017,913.00	4,963,113.00
Other Expenses:		
Refuse Collection-Contract	-0-	1,250,000.00
Total - Other Expenses	901,118.00	2,151,118.00
Division of Streets and Sidewalks:		
Salaries and Wages:		
Other Salaries and Wages	227,538.00	244,593.00
Total - Salaries and Wages	249,771.00	266,826.00
Division of Traffic and Signals:		
Salaries and Wages:		
Other Salaries and Wages	364,267.00	364,511.00
Total - Salaries and Wages	400,552.00	400,796.00
TOTAL - DEPARTMENT OF PUBLIC WORKS	<u>18,724,224.90</u>	<u>20,249,580.90</u>
DEPARTMENT OF POLICE:		
Division of Police:		
Salaries and Wages:		
Other Salaries and Wages	12,449,715.00	12,745,804.00
Uniform Allowance	628,000.00	629,000.00
Allowances	1,083,280.00	1,092,946.00
Total - Salaries and Wages	18,641,542.00	18,948,297.00
Other Expenses:		
Service by Contract or Agreement	485,000.00	514,700.00
Total - Other Expenses	1,668,200.00	1,697,900.00
TOTAL - DEPARTMENT OF POLICE	<u>20,309,742.00</u>	<u>20,646,197.00</u>

8. GENERAL APPROPRIATIONS (Continued)	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
DEPARTMENT OF FIRE:		
Salaries and Wages:		
Fire Chief	34,564.00	35,222.00
Deputy Chief	564,443.00	575,581.00
Chief Fire Signal System Operation	27,349.00	27,870.00
Battalion Chief	848,283.00	866,809.00
Assistant Chief Fire Signal System	23,248.00	23,691.00
Supervisor of Apparatus	23,862.00	24,316.00
Captain	3,718,607.00	3,789,197.00
Chief Inspector - Combustibles	23,787.00	24,240.00
Assistant Chief Inspector Combustibles	21,392.00	21,799.00
Chief of Fire Signal System		
Maintenance and Construction	28,800.00	29,348.00
Assistant Chief Fire Signal System		
Maintenance and Construction	22,994.00	23,432.00
Chief Fire Alarm Operator	99,110.00	109,948.00
Foreman - Fire Alarm Telegraph	42,006.00	42,805.00
Other Salaries and Wages	8,113,798.74	7,932,798.74
Paid Holidays	1,023,984.00	1,079,888.00
Overtime	136,907.00	317,907.00
Total - Salaries and Wages	15,219,953.74	15,391,670.74
Other Expenses:		
Miscellaneous	-0-	50,000.00
Total - Other Expenses	551,292.00	601,292.00
TOTAL - DEPARTMENT OF FIRE	<u>15,771,245.74</u>	<u>15,992,962.74</u>
DEPARTMENT OF HEALTH AND WELFARE:		
Division of Health:		
(Board of Health - Local Health Agency)		
Salaries and Wages:		
Part-Time Physicians and Dentists	99,452.00	94,975.00
Other Salaries and Wages	2,145,053.00	2,149,530.00
Division of Welfare:		
Salaries and Wages:		
Director of Welfare	26,750.00	27,928.00
Other Salaries and Wages	951,318.25	898,974.25
Total - Salaries and Wages	995,329.25	944,163.25
Other Expenses:		
Service by Contract or Agreement	48,500.00	56,500.00
Total - Other Expenses	77,100.00	85,100.00
Division of Inspection:		
Salaries and Wages:		
Other Salaries and Wages	927,073.00	964,981.00
Total - Salaries and Wages	973,760.00	1,011,668.00
TOTAL - DEPARTMENT OF HEALTH AND WELFARE	<u>5,194,415.25</u>	<u>5,189,157.25</u>

March 27, 1979

8. GENERAL APPROPRIATIONS (Continued)	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
DEPARTMENT OF ENGINEERING:		
Salaries and Wages:		
Civil Engineer	25,687.00	5,590.00
Other Salaries and Wages	681,285.00	682,315.00
Total - Salaries and Wages	815,894.00	796,827.00
Other Expenses:		
Service by Contract or Agreement	2,331,690.00	2,531,690.00
Materials and Supplies	13,475.00	13,875.00
Total - Other Expenses	2,445,165.00	2,645,565.00
TOTAL - DEPARTMENT OF ENGINEERING	<u>3,261,059.00</u>	<u>3,442,392.00</u>
UNCLASSIFIED PURPOSES:		
Other Expenses:		
Support of City Hall Library	12,000.00	15,000.00
North Jersey Community Union	-0-	100,000.00
Recreation Summer Program	200,000.00	-0-
Property Damage Insurance Fund	350,000.00	344,000.00
Newark Bus Terminal Study	-0-	6,000.00
Stenographic Services	5,000.00	-0-
Total - Other Expenses	3,401,000.00	3,299,000.00
TOTAL - UNCLASSIFIED	<u>6,901,000.00</u>	<u>6,799,000.00</u>
Total Operations (Item 8 (A)) within 5% "CAPS"	<u>94,075,921.64</u>	<u>92,835,970.64</u>
(B) Contingent		
Total Operations Including contingent within 5% "CAPS"	<u>94,075,921.64</u>	<u>92,835,970.64</u>
Detail:		
Salaries and Wages	61,005,404.64	61,465,517.64
Other Expenses Including Contingent	<u>33,070,517.00</u>	<u>31,370,453.00</u>
(C) Capital Improvements - within 5% "CAPS"		
Capital Improvement Fund	-0-	2,259,096.20
Total Capital Improvements within 5% "CAPS"	<u>-0-</u>	<u>2,259,096.20</u>
(E) Deferred Charges and Statutory Expenditures - Municipal within 5% "CAPS"		
(1) DEFERRED CHARGES:		
Prior Years Bills	40,313.06	42,890.33
Department of Administration		
Goddard College \$604.71		
Arthur Merritt \$406.77		
Department of Finance		
Saxon Business Machine \$1,565.79		
Over Expenditures		
Appropriation Reserves Prior	-0-	317.80

8. GENERAL APPROPRIATIONS (Continued)	FROM	TO
(E) Deferred Charges and Statutory Expenditures - Municipal within 5% "CAPS" (Continued)		
(2) STATUTORY EXPENDITURES:		
Contribution to:		
Public Employees' Retirement System	2,935,000.00	2,933,400.00
Consolidated Police and Firemen's Pension Fund	5,051,000.00	4,859,100.00
Police and Firemen's Retirement System of New Jersey	6,307,000.00	6,272,600.00
TOTAL DEFERRED CHARGES AND STATUTORY EXPENDITURES - MUNICIPAL WITHIN 5% "CAPS"	<u>17,467,781.94</u>	<u>17,242,777.01</u>
(H) Total General Appropriations for Municipal Purposes within 5% "CAPS"	<u>112,043,703.58</u>	<u>112,837,843.85</u>
(A) Operations - Excluded from 5% "CAPS"		
Mandated Expenditures per N.J.S. 40A:4-45.3g - Excluded from 5% "CAPS"		
Pension Increase Costs		
Contribution To:		
Public Employees' Retirement System	-0-	1,600.00
Consolidated Police and Firemen's Pension Fund	-0-	191,900.00
Police and Firemen's Retirement System of N.J.	-0-	34,400.00
TOTAL MANDATED EXPENDITURES PER N.J.S. 40A:4-45.3g EXCLUDED FROM 5% "CAPS"	<u>700,000.00</u>	<u>927,900.00</u>
State and Federal Programs Off-Set by Revenues:		
New Jersey Department of Community Affairs:		
Nutrition Project for the Elderly	-0-	4,226.00
Nutrition Project for the Elderly	57,142.00	43,557.00
Nutrition Project for the Elderly	-0-	9,359.00
Safe and Clean Neighborhood Act 1979-1980	-0-	500,000.00
Safe and Clean Neighborhood Discretionary Fund 1979-1980	-0-	45,000.00
Safe and Clean Neighborhood Discretionary Fund 1979-1980	-0-	20,000.00
State Law Enforcement Planning Agency:		
Comprehensive Law Enforcement and Criminal Justice Planning	-0-	43,578.00
Unified Vailsburg Service Project	-0-	100,277.00
United States Department of Labor:		
Comprehensive Employment and Training Program	34,645,689.00	33,799,734.00
New Jersey Drug Enforcement Administration:		
Task Force	-0-	208,722.09

March 27, 1979

8. GENERAL APPROPRIATIONS (Continued)	<u>FROM</u>	<u>TO</u>
State and Federal Programs Off-Set by Revenues: (Continued)		
New Jersey Department of Health:		
Community Based Hypertension Demonstration Project	-0-	20,000.00
Essex County Office of Aging Health Promotion Program	-0-	27,720.00
United States Environmental Protection Agency:		
Air Pollution Control Program	-0-	47,934.00
United States Civil Service Commission:		
Intergovernmental Personnel Act	-0-	20,000.00
Local Government Emergency Assistance Act of 1979:		
Department of Finance:		
Division of Data Processing		
Other Expenses		
Payment - Data Processing Contract	-0-	3,718,814.00
Capital Improvements:		
Capital Improvement Fund		614,286.00
		<u>4,333,100.00</u>
TOTAL STATE AND FEDERAL PROGRAMS OFF- SET BY REVENUES - EXCLUDED FROM 5% "CAPS"		
	<u>54,389,384.94</u>	<u>58,909,761.03</u>
Total Operations - Excluded from 5% "CAPS"		
	<u>68,707,229.94</u>	<u>73,455,506.03</u>
Detail:		
Salaries and Wages	44,597,914.66	43,789,182.66
Other Expenses	24,109,315.23	29,666,323.37
(D) Municipal Debt Service - Excluded from 5% "CAPS"		
Payment of Bonds Anticipation Notes and Capital Notes	6,225,000.00	-0-
TOTAL MUNICIPAL DEBT SERVICE - EXCLUDED FROM 5% "CAPS"		
	<u>14,381,395.63</u>	<u>8,156,395.63</u>
(E) Deferred Charges - Municipal Excluded from 5% "CAPS"		
(1) Deferred Charges:		
Various Urban Renewal Projects		
Deferred Charges to Future Taxation - Unfunded	3,438,544.30	7,063,544.30
Newark Share of the Construction of Secondary Treatment Facilities at the Essex Union \$3,625,000.00		
Total Deferred Charges - Municipal Excluded from 5% "CAPS"		
	<u>3,473,046.30</u>	<u>7,098,046.30</u>
(H-2) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES EXCLUDED FROM 5% "CAPS"		
	<u>86,561,671.87</u>	<u>88,709,947.96</u>



8. GENERAL APPROPRIATIONS (Continued)	FROM	TO
(O) Total General Appropriations - Excluded from 5% "CAPS"	99,336,975.87	101,485,251.96
(L) Subtotal General Appropriations (Items (H1) and (O))	211,380,679.45	214,323,095.81
(M) Reserve for Uncollected Taxes	15,121,000.00	14,612,000.00
9. TOTAL GENERAL APPROPRIATIONS	226,501,679.45	228,935,095.81
11. APPROPRIATIONS FOR WATER UTILITY		
Dedicated Revenues from Water Utility		
Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services		
Additional Rent	3,750,000.00	3,766,146.99
Total Water Utility Revenues	14,766,486.31	14,782,633.30
Operating: Commercial and Accounting Water		
Other Expenses:		
Service by Contract or Agreement	65,297.00	67,476.00
Total - Other Expenses	99,188.00	101,367.00
Operating: Division of Water Supply		
Other Expenses:		
Service by Contract or Agreement	345,600.00	378,100.00
Fixed Charges and Miscellaneous Expenses	1,401,629.00	1,266,950.00
Total - Other Expenses	4,463,104.00	4,360,925.00
Unclassified:		
Salary Increase	100,000.00	200,000.00
Deferred Charges and Statutory Expenditures:		
Deferred Charges:		
Over Expenditures:		
Appropriations	-0-	153.88
Appropriation Reserves	-0-	15,993.11
TOTAL WATER UTILITY APPROPRIATIONS	14,766,486.31	14,782,633.30

BE IT FURTHER RESOLVED, that two copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1979 Local Municipal Budget as so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, March 30, 1979 and that said publication contain notice of public hearing on said amendments to be held in the Newark City Hall, Thursday, April 5, 1979, at 11:00 A. M.

It is hereby Certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 27th of March, 1979.

March 27, 1979

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez, Villani, Temporary President Grant.

No: Councilman Tucker.

The City Clerk: The amendments to the 1979 Local Municipal Budget of the City of Newark will be published in the Star Ledger issue of March 30, 1979. Two copies of the amending resolution in proper form, certified to by me as having been adopted by the Governing Body, will be submitted to the Director of Local Government Services for examination and certification. The Municipal Budget will not be finally adopted until the certificate of the Director of Local Government Services has been received approving such amending resolution (N.J.S. 40A:4-10).

ADJOURNMENT.

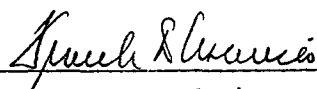
12. A motion to recess this meeting to 11:00 A. M., Thursday, April 5, 1979, for the purpose of holding a public hearing on the amendments to the Local Municipal Budget for the Year 1979 and to adopt the 1979 Local Municipal Budget of the City of Newark, as amended, was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

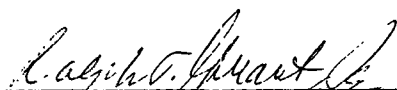
Yes: Councilmen Bottone, Carrino, Martinez, Tucker, Villani, Temporary President Grant.

The City Clerk: This meeting stands recessed to 11:00 A. M., Thursday, April 5, 1979.

This meeting recessed at 12:25 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Ralph T. Grant, Jr.  
\_\_\_\_\_  
Temporary President

Newark, New Jersey, April 4, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P. M.

The audience arose for the National Anthem

The prayer was offered by Reverend John Lonsinger, Third Presbyterian Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 27, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JANUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF FEBRUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

APR 11 1979

April 4, 1979

4-c. The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF FEBRUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF FEBRUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING FEBRUARY 9, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-S, HCDA-N AND R-121, FOR PERIOD ENDING FEBRUARY 16, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-123 AND HCDA-S FOR PERIOD ENDING FEBRUARY 22, 1979 AND LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT HCDA-J, FOR PERIOD ENDING MARCH 2, 1979; AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING FEBRUARY 9, 1979, FEBRUARY 16, 1979 AND FEBRUARY 22, 1979; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-6, FOR PERIOD ENDING MARCH 2, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING MAINTENANCE, HELD FEBRUARY 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF CITY OF NEWARK, HELD FEBRUARY 21, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN CITY OF NEWARK, HELD FEBRUARY 21, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to advance the calendar to Motions at this time was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO SEND A LETTER TO GOVERNOR BRENDAN BYRNE, SENATOR WYNONA LIPMAN, ASSEMBLYWOMAN MARY SCANLON, AND ASSEMBLYWOMAN JANE BURGIO REQUESTING A CHANGE IN THE STATUTE WHICH DICTATES THE TITLE COUNCILMAN AS THE OFFICIAL TITLE FOR MEMBERS OF A MUNICIPAL COUNCIL, A CHANGE WHICH IS TO INCLUDE THE SUFFIX WOMEN AND FURTHER; THAT ALL STATE TITLES WHICH DO NOT INCLUDE THE USE OF SAID SUFFIX BE AMENDED TO ALLOW ITS INCLUSION, was made by Councilwoman Villani, seconded by President Harris.

Councilwoman Villani said there is a split in the State where some municipalities say Councilmen. In talking to Congresswoman Millicent Fenwick in Congress,

April 4, 1979

she was informed they are now called Congresswoman and in the Assembly called Assemblywoman and she feels it is about time that we straighten this issue out once and for all and that they are called Councilwomen.

Councilwoman Villani said she would like to acknowledge in the audience the Honorable Gail Rosen, Councilwoman of the City of West Orange.

MS. GAIL ROSEN, COUNCILWOMAN, WEST ORANGE, NEW JERSEY, addressed the Municipal Council urging the Council to approve this Motion.

MRS. LARRIE W. STALKS, REGISTER OF ESSEX COUNTY, NEW JERSEY, addressed the Municipal Council in support of this Motion.

The motion to adopt the Motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilwoman Villani thanked Ms. Rosen and Mrs. Stalks for appearing. Her intention was not to go back and change the records because she knows that could be costly but from June 1st or whatever designated date, women elected to the Newark Municipal Council will be called Councilwoman.

A motion to consider Resolution 7-R-bf at this time was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION COMMENDING AND CONGRATULATING THE 1978 - 1979 MALCOLM X. SHABAZZ HIGH SCHOOL BASKETBALL TEAM FOR THEIR OUTSTANDING PERFORMANCE AS WINNERS OF THE STATE GROUP III BASKETBALL TITLE; FURTHER, COMMENDING AND CONGRATULATING JAMES BARRETT, PRINCIPAL, AUTREY REYNOLDS, COACH AND ROBERT KING, ASSISTANT COACH.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez.

Councilman James stated as a graduate of South Side High School now Malcolm X. Shabazz High School and since this is the year of the International Child in which the entire world is being charged with the responsibility of motivating, assisting and guiding young people to become productive American citizens to join the mainstream of America, in the words of Sinclair Lewis "it gives him great pleasure this afternoon to honor Malcolm X. Shabazz High School for being the Group III State Champs."

April 4, 1979

This is the year, unfortunately, the City reduced recreation, reduced physical education and to be honest the City of Newark schools this year had a very poor season scholastic wise. There used to be a time when you mentioned Newark and the teams would just give us the game. Now unfortunately some of them think they can take us on and they did, but unfortunately this year one team did prevail, they had a tremendous coaching staff cheerleaders, student-body, PTA and brought honor into our City.

Councilman James read the following resolution:

WHEREAS, on Saturday, March 17, 1979, the 1978 - 1979 Malcolm X. Shabazz High School Basketball Team competed against Long Branch High in the State Group III Basketball Championship Game at Rutgers Athletic Center in Piscataway, after winning the Section II and North Jersey Championships; and

WHEREAS, the Bulldogs of Malcolm X. Shabazz High School soundly defeated the team from Long Branch by a score of 63-54 and captured the State Group III Championship, finishing their season with a record of 17 wins and 9 losses; and

WHEREAS, the 1978 - 1979 Malcolm X. Shabazz High School Bulldogs Squad is composed of the following dedicated young athletes:

Everette Douglas	Roger Kelly	James Parker
Larry Furlow	Larry Knight	Tony Sommers
Mike Glenn	Ricardo Mc Cutcheon	Marcus White
Alvin Johnson	Leon Mc Gill	Rahim Williams; and
Kevin Key	Johnnie Oglesby	

WHEREAS, the outstanding performance of this victorious team would not have been possible without the training, guidance and patience of Coach Autrey Reynolds and Assistant Coach Robert King and the encouragement of James Barrett, Principal, the cheerleaders, parents, teachers, and student body of Malcolm X. Shabazz High School;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY that they officially tender this resolution of commendation to the 1978 - 1979 Malcolm X. Shabazz High School Bulldogs, in public recognition of their outstanding performance against Long Branch High on March 17, 1979, which school they soundly defeated to become the State Group III Basketball Champions;

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Coach Autrey Reynolds, Assistant Coach Robert King, each member of the 1978 - 1979 Bulldogs Squad and to Mr. James Barrett, on behalf of the cheerleaders, students, teachers, and parents of Malcolm X. Shabazz High School.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman James presented suitably inscribed resolutions, in behalf of the Municipal Council to Coach Autrey Reynolds, Assistant Coach Robert King and Members of the Basketball Team.

Coach Reynolds, on behalf of Malcolm X. Shabazz High School thanked the Members of the Municipal Council for this honor.

April 4, 1979

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curblin of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



April 4, 1979

1262

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 18, 1979.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON ROSEVILLE AVENUE AND SOUTH 14TH STREET.

(Deleting Roseville Avenue, West side, from West Market Street to Route 280

Collector

Adding South 14th Street, West side, in front of house number 871)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d. The City Clerk read ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII, BY ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT MUNICIPAL COUNCIL MEETINGS.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 18, 1979.

6-F-e.

The City Clerk read AN ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS) (IN TAXICABS)

(Copy of ordinance and correspondence submitted to each Member of the Council)  
(Ordinance tabled February 7, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 18, 1979.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE FAIRMOUNT URBAN RENEWAL PROJECT N.J.R-72 (SEVENTH AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)  
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 18, 1979.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED SPACE ON FERRY STREET.

(Ferry Street, North side, in front of house #436)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHBITING PARKING ON BLOOMFIELD PLACE.

(Deleting Bloomfield Place, Both sides, from Broad Street to Broadway

Adding Bloomfield Place, North side, from Broad Street to Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i. The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 13, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, (REQUIRES HOUSING UNITS WHICH CONTAIN OVER 100 FAMILIES TO HAVE PRESENT ON THE PREMISES BETWEEN THE HOURS OF 8:00 P. M. AND 4:00 A. M. A SECURITY GUARD AND A DOORMAN)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend this ordinance by changing the number of families from 100 to 75 was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Bottone.

April 4, 1979

A motion to adopt this ordinance on first reading, as amended, was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilman Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Bottone.

President Harris: The yeses are eight and one not voting. This ordinance is declared adopted on first reading, as amended, and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on April 18, 1979.

6-F-j. The City Clerk read AN ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR ERECTION OF VARIOUS TYPES OF ANTENNAE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k. The City Clerk read AN ORDINANCE GRANTING TO NEW JERSEY BELL TELEPHONE COMPANY, ITS ASSOCIATED AND ALLIED COMPANIES, IN PERPETUITY, AN UNDERGROUND EASEMENT FOR A RIGHT OF WAY 10' WIDE AND APPROXIMATELY 300' IN LENGTH IN BLOCK 5088, LOT 138 ON THE OFFICIAL TAX MAP FOR INSTALLATION OF A CONDUIT APPROXIMATELY 30" BELOW THE GROUND, BEING 26" WIDE AND 56" DEEP, UPON PAYMENT TO THE CITY OF NEWARK \$6,000. TOGETHER WITH COSTS OF PUBLICATION OF THIS ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled June 7, 1978)

(Ordinance removed from the table March 21, 1979)

A motion to adopt the ordinance on first reading was made by President Harris seconded by Councilman Grant and declared adopted by President Harris by the following votes:

1258  
April 4, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 18, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS BLOCK 2777, LOT 33, 15-17 HUNTER STREET, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as Block 2777, Lot 33, 15-17 Hunter Street, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2,000. pursuant to the provisions of N.J.S. 40A:12-13 (b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

Section 4. A copy of the executed Deed shall be placed on file in the Office of the City Clerk.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

April 4, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR RECEPTIONIST).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor, (6-S & F-h) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by creating the title, title code, annual minimum and annual maximum salary therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Receptionist 642020	\$7,412.	\$9,010.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO AMEND TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) TO ADD CHAPTER TWO ESTABLISHING REQUIREMENTS FOR THE INSTALLATION AND MAINTENANCE OF SMOKE DETECTORS"  
(6-S & F-1) ADOPTED JANUARY 3, 1979.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That Section 11A:2-7 PENALTY be and same is hereby amended to read as follows:

Section 11A:2-7 PENALTY. Failure to install an approved smoke detector as required by this Chapter, or such additional time as may be allowed by the Fire Director or his designee, upon application in writing to him made prior to the expiration of the original time for compliance, shall be considered a violation punishable as provided in Section 11A:1-5 of the Fire Prevention Code.

Section 2. All prior ordinances or parts thereof which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

April 4, 1979

Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn on Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

INTERSECTION

Elizabeth Avenue and Lyons Avenue

RIGHT TURN PROHIBITION

All Right Turns 7 A. M. to  
5 P. M., School Days

Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the



statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.            MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the laid off policemen. He felt it was a shame and disgrace. He felt with the layoff of these 200 policemen you are inviting every criminal element throughout the metropolitan area to the City of Newark. He felt this was taking us back to the stone age. The speaker also addressed the Municipal Council with respect to the conditions of the schools in the City of Newark.

A motion to permit David Campbell to be heard on "Hearings of Citizens" was made by President Harris seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-b.            MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to conditions at 1060 Broad Street. He requested the Council to send a committee to inspect the premises.

Councilman Martinez requested that a verbatim transcript of Mr. Campbell's remarks be sent to President and Chief Executive Officer Massaro, Newark Housing Development and Rehabilitation Corporation requesting that he arrange a meeting with Mr. Campbell with respect to the complaints he registered.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.            RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council April 3, 1979)

City Clerk D'Ascensio stated he has received a corrected resolution from the Parking Authority in which they removed the objectionable material which raised some serious legal questions as to the propriety of the resolution as originally presented. He has in his possession the corrected resolution which satisfies all of the questions and at the same time will enable the Parking Authority to charge the increased rate of increase their revenue.

April 4, 1979

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Carrino said since we just received this new resolution, he is moving for deferment until we can discuss this next Tuesday at the special conference and have Mr. Colasurdo and his staff present to apprise us what impact these rates will have.

Councilman Tucker noted the major point of contention in regard to the rate increase related to the right of the Council to establish the rates. There was also discussion that the rate should at least relate to the deficit of the Parking Authority. He had an opportunity to talk to the new Director and also the representatives of the Parking Authority. In their communication they assured us that the rates they are currently proposing now will not dissolve the entire deficit but at least relate to anywhere from 50% to 60% of the deficit. The problem in his mind is the longer we wait for approval of the higher rates we are losing money. The Parking Authority originally submitted this to the Business Administrator's Office back in December. The change in the resolution clearly indicates the rate will be established by the Council. The second factor that he thinks was raised at this meeting was whether or not the increase will totally address the deficit. Most of us are aware of the fact the Parking Authority currently has a \$100,000. deficit per year which we must make up out of taxpayers fund. His conversations with the new Director and Legal Counsel indicated to him that the increased rate will resolve from 50% to 60% of the deficit but the point he is making the longer we wait on this what we are doing in effect is assuring the deficit will inevitably come to us. The other factor is that if we have any questions, the Director is here, the Corporation Counsel is here and we can resolve any questions that we may necessarily have. His concern on the matter is time because time is money at this point and time.

Councilman Grant said he would like to echo the sentiments of Councilman Tucker and also point out is there any guarantee on the horizon that the Newark Parking Authority is going to have the ability to sustain itself and not again annually come to the City for a subsidy. We have been subsidizing the Parking Authority for the past several years and each year we hear they are going to do better next year and they won't come back the following year and they continue to do so. He would also like to indicate the Board of Directors of the Parking Authority, in his opinion, and he does not question the character nor the capability of the persons they hire, but in light of our policy he would like to have Newark jobs for Newark people. They found it necessary to select an Executive

April 4, 1979

Director who lives in Woodbridge Township and an Assistant Director who lives in Union. He thinks we continue to say one thing on one hand and do something on the other. It is no reflection on their capability or educational background, whatever.

Councilman James said he thinks what we will have to explore is why the City Administration went ahead with surface parking where the Loews Theatre used to be and now we are saying our Parking Authority, underground, can't make money, or they are losing money. They were losing money prior to the granting of permission to have surface parking created where the Loews Theatre used to be. Now it becomes ludicrous to talk about further fiscal needs when we have created a "White Elephant" across the street where people can park on the surface. What he is saying somehow Administration is not being counter productive while one hand is saying keep raising the rates, with no guarantee this will be self-sustaining and on the other hand we create a parking lot on the surface right across the street.

Councilman Martinez said he agreed with his colleagues and that is the reason why he agreed with Councilman Carrino's request for a deferment until all the questions are answered and put in writing as part of the record. We have had too many people come before us, the Water Authority, etc. and others telling us to give them an x amount of increase and we will be home free next year. He doesn't think it is proper for us to put Mr. Colasurdo before the podium and request that he give a statement, perhaps he can't answer, he is a newcomer trying to do a good job. He agrees with Councilman Carrino that deferment, with a stenographer there taking notes of the minutes of the special conference next Tuesday would be in order. We are talking about losing money. He doesn't know what we are going to lose for two weeks anymore than we have lost in the last several years.

Councilman Tucker said he hates to belabor the point. The representatives of the Parking Authority were here three times and he thinks we have to really and truly address the issue. They were here to make representations to the Council. The last time we requested the Director to come but he thinks we cannot negate the fact that when they were here the Council was not here. He doesn't deny the fact we may very well ask questions, he does not deny the fact there may very well be concerns we may necessarily want to raise but he also has to reiterate the fact each time we belabor making a determination on increasing those rates we are losing money. If it is a matter of us being concerned as to who has the authority by statute to set the rates, the Parking Authority and the Corporation Counsel have already changed the resolution which in effect states the Council has the option of establishing the rates. If we are very much concerned about the

April 4, 1979

deficit then we should be aware of the fact we have already not based it on our interaction, but the Administration has already wasted four months. What in effect it means, the longer that we wait in making a determination, the more the deficit will be and that is the point he wants to indicate. If we have some concerns in regard to the Director, fine, let's call him in to a pre-meeting conference. If we have concerns in regard to the deficit, fine, we can call them in. They have already been here, made representations and he thinks that is the important factor that we are currently at this point in time whether it is our own particular option, or the option of Administration, losing money based on the fact we have not approved the rate change.

Councilman Carrino said that everything that has been said is absolutely true. However, these rates that were determined by the Corporation Counsel are completely different rates than the original projection of the minimum and maximum and he thinks the least we can do is sit down and find out what the impact of the new rates will be in regard to the deficit. He certainly agrees with Councilman Tucker that we don't want to keep running deficits for the Parking Authority. However, none of us have an idea what these new rates will impact as far as the deficit is concerned. All he is asking that the people from the Parking Authority come in next Tuesday with charts on the new rates and project to us what is going to happen this year and next year. The reason why he is requesting this deferment is simply because we have been bulldozed too many times by everybody who is concerned with this City, the last one being the Water Utility. They told us last year a 100% increase was going to be good for five years and one year later they come back with 110% increase. He wants to make sure these new rates that the Law Department has agreed on is going to have an impact on their operation and on their capital situation. If somebody wants to vote against the deferment it is up to them.

The motion to defer action on this resolution and direct the City Clerk to invite Executive Director Colasurdo, Newark Parking Authority to meet with the Council at their special conference April 10, 1979; further that he submit prior to the meeting copies of authority minutes for the year 1978 and Treasurer's Report(s) to the Authority Commissioners during the year 1978 was declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, President Harris.

No: Councilmen Bottone, Tucker, Villani.

1274  
April 4, 1979

7-R-b.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PORTERHOUSE MAINTENANCE, 904 ELLIS PARKWAY, EDISON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROVIDING MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE OPERATIONS FOR 605, 786 AND 972 BROAD STREET AND 11 HILL STREET, IN ACCORDANCE WITH BID SPECIFICATIONS, FOR TOTAL SUM NOT TO EXCEED \$231,624., FUNDS HAVE BEEN REQUESTED IN 1979 BUDGET OF OFFICE OF CITY-OWNED SURPLUS PROPERTY. (\$88,536.-605 BROAD STREET; \$77,088.-786 BROAD STREET: \$35,700.-972 BROAD STREET AND \$30,300.-11 HILL STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson.

There was no seconder to the motion.

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Johnson, Martinez, Tucker, Villani,  
President Harris.

No: Councilman Bottone.

Not Voting: Councilmen Grant, James.

7-R-c.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR PROJECT ENTITLED "SUPPORTED WORK/NEWARK RECYCLING INC. (SLEPA-\$120,000., STATE BUY-IN-\$6,667., LOCAL CASH REQUIRED-\$6,667.; TALLING \$133,334.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING POLICE DIRECTOR TO EXECUTE CONTRACT WITH DATA GENERAL CORPORATION, FOR MAINTENANCE SERVICE FOR TWO MINI COMPUTERS, S200 ECLIPSE MODELS AND TWO DISK DRIVERS SITUATED IN COMMUNICATIONS BUREAU, 31 GREEN STREET, MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$26,003.40: FUNDS HAVE BEEN ENCUMBERED IN 1979 POLICE DEPARTMENT OPERATING BUDGET, APRIL 1, 1979 TO MARCH 31, 1980. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(a)(i) OF LOCAL PUBLIC CONTRACTS LAW)

April 4, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING POLICE DIRECTOR TO EXECUTE CONTRACT WITH CENTRONICS CORPORATION, FOR MAINTENANCE SERVICE FOR NINE (9) MODEL 501 PRINTERS SITUATED IN POLICE DEPARTMENT LOCATIONS, MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$5,616.; FUNDS HAVE BEEN ENCUMBERED IN 1979 POLICE DEPARTMENT OPERATING BUDGET, APRIL 1, 1979 TO MARCH 31, 1980. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(a)(ii) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING POLICE DIRECTOR TO EXECUTE CONTRACT WITH OMRON CORPORATION OF AMERICA, FOR MAINTENANCE SERVICE FOR THIRTY-SEVEN (37) COMPUTER TERMINALS SITUATED IN POLICE DEPARTMENT LOCATIONS, MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$15,540.; FUNDS HAVE BEEN ENCUMBERED IN 1979 POLICE DEPARTMENT OPERATING BUDGET, APRIL 1, 1979 TO MARCH 31, 1980. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(a)(ii) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,250. TO MARIO CAMPANARO, UPON RECEIPT OF A SUBROGATION AGREEMENT BY HIM AND CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HIS VEHICLE WHILE ON OFFICIAL BUSINESS FOR NEWARK POLICE DEPARTMENT WHICH WAS STRUCK BY CAR DRIVEN AND OWNED BY FRANCISCO RODRIGUEZ ON OCTOBER 10, 1978.

April 4, 1979

1278

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$350. TO NICHOLAS KORMAS, UPON RECEIPT OF A SUBROGATION AGREEMENT BY HIM AND CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HIS VEHICLE WHILE ON OFFICIAL BUSINESS FOR NEWARK POLICE DEPARTMENT WHICH WAS PARKED ON CURB ON UNIVERSITY AVENUE WHICH WAS STRUCK BY CAR DRIVEN AND OWNED BY FRANCISCO RODRIGUEZ ON OCTOBER 10, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AT 48 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, FOR A TERM OF TWO YEARS WITH AN OPTION FOR TWO ADDITIONAL YEARS AT MINIMUM AMOUNT OF \$2,700. ANNUALLY PLUS THE PAYMENT OF TAXES AND SETTING DATE FOR RETURN OF BIDS AS APRIL 16, 1979 AND FOR AWARDED A LEASE APRIL 18, 1979 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14 (a); FURTHER RESCINDING RESOLUTION 7-R-q, MARCH 7, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING MAYOR TO EXECUTE AGREEMENT WITH TRI-STATE IN AMOUNT OF \$90,000. FOR PROJECT NO. TS F-711, FEDERAL GRANT NO. NY-09-0046, ENTITLED "NEWARK-ESSEX BUS TERMINAL NEEDS STUDY", CITY OF NEWARK-MATCHING SHARE \$12,000. (\$6,000.-SERVICES IN-KIND, \$6,000.-CASH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by

April 4, 1979

Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON APRIL 20, 1979, AT 11:00 A. M., AT THOMM'S RESTAURANT, 80 PARK AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) AND AUTHORIZING ADVERTISING OF EXHIBIT "A" AND NOTICE OF FURTHER MEETING, MAY 2, 1979, AT WHICH MEETING THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW. (BEAT INFLATION AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris.

Councilman Carrino requested the City Clerk to send another communication to the Acting Tax Collector and Real Estate Officer Milano to again re-emphasize the investigation that goes on behind the scenes prior to an auction. This past auction, it was brought to his attention that several houses were sold, that are now in litigation, because the original owners were paying taxes on them. We ran into a problem like that in Councilman James' Ward several years ago and maybe we can reinforce them to do what they are being paid to do, before the auction.

Councilman Grant said he would like to add for the record, that within the past two weeks Administration has taken steps to try and correct that situation by appointing Mr. Wallace White and Mr. John Bugg to serve as an overseer and hopefully that situation will be rectified.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1 RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$30,000. PAYABLE TO STEPHEN PEREZ, ADMINISTRATOR OF ESTATE OF DAVID PEREZ AND BLUME & WEISEMAN, HIS ATTORNEYS, 5 COMMERCE STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FULL AND COMPLETE SETTLEMENT OF ANY AND ALL CLAIMS IT MAY HAVE AGAINST CITY OF NEWARK, HUBERT WILLIAMS AND ANTHONY BARRES AS A RESULT OF DEATH OF DAVID PEREZ ON SEPTEMBER 5, 1974 (INSTITUTED SUIT IN SUPERIOR COURT, LAW DIVISION, ESSEX COUNTY, BY RAMONITA PEREZ AS ADMINISTRATRIX OF ESTATE OF DAVID PEREZ AGAINST CITY



1278  
April 4, 1979

OF NEWARK AND VARIOUS POLICE OFFICIALS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council April 3, 1979)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO VALENCIA CHRISTION AND HER ATTORNEYS, ZARIN & MARAN, IN AMOUNT OF \$5,000., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, ALLEGING THAT ON FEBRUARY 22, 1969 WHEN SHE WAS 14 YEARS OLD, SHE WAS STRUCK IN EYE BY A PIECE OF ASPHALT WHICH WAS PART OF PATCH MADE TO POTHOLE IN STREET, POTHOLE HAD BEEN REPAIRED SHORTLY BEFORE THAT DATE BY AN EMPLOYEE OF CITY OF NEWARK, SAID POTHOLE HAD BEEN NEGLIGENTLY REPAIRED BY THAT EMPLOYEE AND MS. CHRISTION SUFFERED THE LOSS OF SIGHT IN HER LEFT EYE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$6,500. PAYABLE TO WEAVER LITTLE AND ARTHUR L. SCHATTEN, ATTORNEY, 33 MAPLE STREET, SUMMIT, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR SUSTAINING SEVERE INJURIES TO HER LOWER BACK AND BRUISES ABOUT HER BODY WHILE WORKING AS A SCHOOL BUS GUARD FOR NEWARK BOARD OF EDUCATION ON SCHOOL BUS BEING OPERATED BY TRANSPORT OF NEW JERSEY WHICH STOPPED SHORT ON OCTOBER 1, 1974 WHILE TRAVELLING ON OSBORNE TERRACE. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, NAMING AS DEFENDANTS JAMES F. NANCE, THE CITY OF NEWARK, TRANSPORT OF NEW JERSEY AND FRANK DE LORENZO) (MS. LITTLE RECEIVED \$1,500. AS WORKMEN'S COMPENSATION BENEFITS; TRANSPORT OF NEW JERSEY \$1,300. AND CITY OF NEWARK JAMES F. NANCE \$6,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 4, 1979

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$225. TO DANIEL PAPA, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HIS VEHICLE WHICH WAS PARKED AT CURB AT 358 RIDGE STREET WHICH WAS STRUCK BY A TRUCK WITH A SNOW PLOW OWNED BY CITY OF NEWARK. (INSTITUTED SUIT IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$300. TO MIGUEL A. ARROYO, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES TO HIS VEHICLE WHILE PARKED ON CURB ON FIRST STREET WHICH WAS STRUCK BY TRUCK OWNED BY CITY OF NEWARK. (INSTITUTED ACTION IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO PERMIT RANCHO FOLCLORICO ROCA-O-NORTE TO USE IRONBOUND RECREATION CENTER ON APRIL 29, 1979, BETWEEN THE HOURS OF 1:00 P. M. AND 6:00 P. M., FOR PERFORMANCE OF FOLKLORE DANCING; CITY OF NEWARK SHALL CHARGE SAID ASSOCIATION \$1. FOR USE OF AFOREMENTIONED PREMISES, AS SAME WILL BE USED TO BENEFIT NEWARK RESIDENTS WITHOUT ANY ADMISSION CHARGE; SAID ASSOCIATION TO OBTAIN LIABILITY INSURANCE, HIRE OFF-DUTY POLICEMEN OR SPECIAL POLICE; SAVE CITY HARMLESS FROM ALL MANNER OF LIABILITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

1230  
April 4, 1979

7-R-r.            RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$291,621.82 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGMENTS, STATE BOARD JUDGMENTS AND CASH OVERPAYMENTS FOR YEARS 1971, 1973, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.            RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PAYROLL TAXES FOR 1977 AND 1978 TOTALLING \$2,586.15 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.            RESOLUTION APPROVING APPLICATION AND PLAN OF SOMERSET HOMES ASSOCIATES, A NEW JERSEY LIMITED PARTNERSHIP, FOR CONSTRUCTION OR COMPLETION OF HOUSING PROJECT DESCRIBED AS 219-239 CLINTON AVENUE, BLOCK 2589, LOT 1, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" OF SAID APPLICATION (WITH FRONTAGE ON SOMERSET AND MONMOUTH STREETS) SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:15J-30 AND N.J.S.A. 55:16-18 FOR A PERIOD THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED BY N.J.H.F.A. TO FINANCE CONSTRUCTION OR COMPLETION OF PROJECT AND IN ACCORDANCE WITH PROVISIONS OF TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Johnson stated after studying this application and discussing it with the Tax Abatement Policy Review Committee it was agreed this project would not be advantageous in this area.

A motion to reject the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

1281

7-R-u.

RESOLUTION PROHIBITING LEFT-TURN, NORTHBOUND ON BROOKDALE AVENUE TO WESTBOUND ON SOUTH ORANGE AVENUE, 7 A. M. TO 9 A. M. AND 4 P. M. TO 6 P. M., MONDAY THROUGH FRIDAY; FOR PERIOD OF NINETY DAYS FROM DATE OF APPROVAL BY STATE DEPARTMENT OF TRANSPORTATION; PURSUANT TO SECTION 39:4-197.3 OF TITLE 39 OF THE REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnsor, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-v.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM WILLIE BUTLER AND HAZEL BUTLER, HIS WIFE, OWNERS OF PREMISES 394 SOUTH 6TH STREET, BLOCK 300, LOT 25, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnsor, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALBERTA SHARIF, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING AUGUST 29, 1978 AND ENDING FEBRUARY 28, 1979. (HOLDING TEMPORARY CITY POSITION - FIRST LEAVE BEGAN AUGUST 20, 1977)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-x.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALBERTA SHARIF, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING FEBRUARY 29, 1979 AND ENDING AUGUST 29, 1979. (HOLDING TEMPORARY CITY POSITION - FIRST LEAVE BEGAN AUGUST 20, 1977)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

April 4, 1979

7-R-y. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARENCE PARKER, CHIEF SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 1, 1979 AND ENDING JUNE 30, 1979. (CONTINUE WITH LEAD POISONING AND PREVENTION & CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-z. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO DANIEL W. BLUE, JR., EXECUTIVE DIRECTOR OF HUMAN RIGHTS COMMISSION, OFFICE OF THE MAYOR AND AGENCIES, FOR PERIOD BEGINNING MARCH 20, 1979 AND ENDING SEPTEMBER 20, 1979. (SPECIAL ASSISTANT TO THE MAYOR - FIRST LEAVE BEGAN MARCH 20, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-ba. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, IN POSSESSION OF NEWARK POLICE DEPARTMENT, 73 MISCELLANEOUS HUBCAPS AND MISCELLANEOUS COPPER AND BRASS; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; SAID PROCEEDS OF SALE SHALL BE DEPOSITED WITH MUNICIPAL TREASURER WITHIN 48 HOURS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bb. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO CONTRACT WITH JOSEPH LAMERA, AN INDIVIDUAL, T/A J L SERVICE FOR SALE OF USED BRICK, IN ACCORDANCE WITH REQUIREMENTS QUOTED BID PER TON OF \$21.65 OFFERED BY JOSEPH LAMERA, AN INDIVIDUAL T/A J L SERVICE IS THE BEST OFFER MADE TO CITY; ALL MONIES RECEIVED FROM CONTRACTOR SHALL BE DEPOSITED TO GENERAL FUND ACCOUNT - MISCELLANEOUS REVENUES.

(Copy of resolution and correspondence submitted to each Member of the Council)

April 4, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bc.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 81 JUNK VEHICLES IN THE POSSESSION OF NEWARK POLICE DEPARTMENT FOUND AND ABANDONED AND UNCLAIMED, TRUE TITLES, SEE ATTACHED LIST; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-bd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM (GRANT NO. 02-H-000-08-0), \$62,500.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Absent During Roll Call: Councilman Tucker.

7-R-be.

RESOLUTION EXTENDING CONGRATULATIONS TO SAMUEL KLEIN, FOUNDER OF SAMUEL KLEIN AND COMPANY, THE CITY'S EXTERNAL AUDITING FIRM, ON HIS 85TH BIRTHDAY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION COMMENDING AND CONGRATULATING THE 1978 - 1979 MALCOLM X. SHABAZZ HIGH SCHOOL BASKETBALL TEAM FOR THEIR OUTSTANDING PERFORMANCE AS WINNERS OF THE STATE GROUP III BASKETBALL TITLE; FURTHER, COMMENDING AND CONGRATULATING JAMES BARRETT, PRINCIPAL, AUTREY REYNOLDS, COACH AND ROBERT KING, ASSISTANT COACH.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see pages 5 and 6 in the minutes of this meeting)

7-R-bg. RESOLUTION APPOINTING CONSTABLES FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING THEIR BONDS AS TO SUFFICIENCY. (FRANK BYRD, SALVADOR DIAZ AND FRANKLIN L. PRATHER)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE ON BEHALF OF CITY OF NEWARK, AGREEMENT WITH HOUSING AUTHORITY OF CITY OF NEWARK, GRANTING THE CITY A RIGHT OF ENTRY, IN OR ABOUT PREMISES MORE PARTICULARLY DESCRIBED IN SAID AGREEMENT, KNOWN AS 101-103 WEST MARKET STREET, FOR STORAGE OF GARDEN TOOLS AND MATERIALS FOR COMMUNITY GARDEN PROGRAM, DIVISION OF COMMUNITY ORGANIZATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE ON BEHALF OF CITY OF NEWARK, FORM AGREEMENT BETWEEN CITY OF NEWARK AND COMMUNITY ORGANIZATIONS PARTICIPATING IN COMMUNITY COMMUNITY GARDEN PROGRAM ADMINISTERED BY DIVISION OF COMMUNITY ORGANIZATION, DEPARTMENT OF ADMINISTRATION; SAID AGREEMENT WILL PERMIT A RIGHT OF ENTRY IN, ON OR ABOUT CITY OF NEWARK OWNED PROPERTY; SAID PREMISES TO BE USED EXCLUSIVELY FOR A VEGETABLE GARDEN AND RELATED AGRICULTURAL USE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

April 4, 1979

Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.j.            RESOLUTION RATIFYING CONTRACT WITH URBAN LEAGUE OF ESSEX COUNTY, INC. FOR PERIOD MARCH 26, 1979 TO APRIL 4, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH URBAN LEAGUE OF ESSEX COUNTY, INC., ONLY RESPONSIBLE BID RECEIVED, FOR PERIOD APRIL 5, 1979 TO AUGUST 10, 1979, TO PROVIDE A YOUTH EMPLOYABILITY SKILLS PROGRAM FOR 60 PARTICIPANTS, NOT TO EXCEED \$38,914.; SOUCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10 (TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### MOTIONS.

7-M-a.            A MOTION DIRECTING THE CITY CLERK TO SEND A LETTER TO GOVERNOR BRENDAN BYRNE, SENATOR WYNONA LIPMAN, ASSEMBLYWOMAN MARY SCANLON, AND ASSEMBLYWOMAN JANE BURGIO REQUESTING A CHANGE IN THE STATUTE WHICH DICTATES THE TITLE COUNCILMAN AS THE OFFICIAL TITLE FOR MEMBERS OF A MUNICIPAL COUNCIL, A CHANGE WHICH IS TO INCLUDE THE SUFFIX WOMEN AND FURTHER; THAT ALL STATE TITLES WHICH DO NOT INCLUDE THE USE OF SAID SUFFIX BE AMENDED TO ALLOW ITS INCLUSION.

(For action on this Motion, see pages 3 and 4 in the minutes of this meeting)

7-M-b.            A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH PASSAIC VALLEY SEWERAGE COMMISSION CHAIRMAN THOMAS J. CIFELLI AND EXECUTIVE DIRECTOR CARMINE T. PERRAPATO, REQUESTING THAT THE COMMISSION FORWARD TO THE CITY CLERK THE FOLLOWING INFORMATION FOR DISTRIBUTION TO THE MEMBERS OF THE MUNICIPAL COUNCIL: (a) A COPY OF THE AFFIRMATIVE ACTION PLAN UNDER WHICH THE COMMISSION IS OPERATING FOR ITS CONSTRUCTION CONTRACTS; (b) THE NUMBER OF MINORITY CONTRACTORS AND TRAINEES TO BE EMPLOYED AT THE COMMISSION'S CONSTRUCTION SITE AT WILSON AND DOREMUS AVENUES, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



April 4, 1979

1286

7-M-c.            A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION DESIGNATING THE WEEK OF MAY 28 THROUGH JUNE 3, 1979 AS "VIETNAM VETERANS' WEEK" IN RECOGNITION OF THE OUTSTANDING EFFORTS OF OUR SOLDIERS WHO FOUGHT ON BEHALF OF OUR COUNTRY IN SOUTHEAST ASIA, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d.            A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE BUSINESS ADMINISTRATOR AND THE DIRECTOR OF ENGINEERING PROVIDE THE MUNICIPAL COUNCIL WITH A COMPREHENSIVE LIST OF ALL CITY STREETS WHICH WILL BE COMPLETELY RESURFACED DURING THE NEXT NINE MONTHS AND THE PROJECTED DATES FOR COMPLETION OF THIS WORK ON A STREET BY STREET BASIS, was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.            A MOTION REQUESTING THAT COUNCIL PRESIDENT EARL HARRIS ESTABLISH A COUNCIL SUBCOMMITTEE ON ENERGY TO EXPLORE WAYS THAT THE CITY MIGHT MAKE MORE EFFICIENT USE OF ITS ENERGY OPTIONS IN LIGHT OF THE UPCOMING OIL SHORTAGE, was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.            The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR DERMATOLOGIST, P.T., 6 HRS. PER WEEK AND ADMINISTRATIVE OFFICER, 37½ HRS. PER WEEK)."

(Dermatologist, P.T. 6 Hr./Wk.

\$ 8,599. - \$ 8,599.

Administrative Officer 37½ Hr.

18,038. - 21,925.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

April 4, 1979

Councilman Carrino stated he has no hangups with a request for Dermatologist on the payroll but he doesn't understand why they have to create the position of a Dermatologist together with an Administrative Officer in a Department that is pretty top heavy and he would like to know what the justification is for the Administrative Officer in the Health Department, especially since we have the Health Officer position title coming up next. Every one of those Divisions has a Director, everyone of those Directors has an Administrative Assistant, everyone of those Administrative Assistants has an Administrative Analyst. He has a feeling we are getting back into that box that someone is coming off a Federal Program and we are creating a title in the City Budget to put someone on the City Budget because something might be running out and he thinks we are setting a very bad precedent. If the two titles are split up by the next meeting he might be inclined to vote for the Dermatologist.

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading and directing the City Clerk to invite Corporation Counsel Perillo and Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference April 17, 1979 was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, James, Martinez.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 26, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON STREET PARKING REGULATIONS ON HILL STREET."

(Deleting Hill Street, South side, from Washington Street to Broad Street,  
from 7 A. M. to 6 P. M., Monday through Friday

Adding Hill Street, South side, from Washington Street to Broad Street,  
from 9:30 A. M. to 4 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 4, 1979

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 3, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK,' ORDINANCE 6-S & F-q, ADOPTED MARCH 20, 1963 AS AMENDED AND SUPPLEMENTED."

(\$500. for certain uniform and civilian members of Police Department  
\$350. for Police Parking Violations Officer)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDED THERETO. (TO ADJUST THE SALARY RANGE FOR PARKING VIOLATIONS OFFICER)", and consider on Communications was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 29, 1979, ENCLOSING PROPOSED "ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDED THERETO. (TO ADJUST THE SALARY RANGE FOR PARKING VIOLATIONS OFFICER)

(Parking Violations Officer \$9,478. - \$11,628.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled February 7, 1979)

(Ordinance removed from the table April 4, 1979)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

April 4, 1979

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR HEALTH OFFICER/PHYSICIAN)."

(Health Officer/Physician \$30,851. - \$37,501.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Health and Welfare Morgan met with the Council March 20, 1979)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani,

President Harris.

No: Councilman Martinez.

Not Voting: Councilman Johnson.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:10-5, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BE AMENDED BY ADDING THERETO THE FOLLOWING PROJECTS." (BRANCH BROOK MANOR - 8-1 AND PHASE IV - PROJECT N.J. 2-27)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

9-c. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a & b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting substitute ordinance was

made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following

votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued  
from March 13, 1979 to March 27, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Antoninus Prayer Group	7708 (Amended)
St. Antoninus Church	7712 (Amended)
Polish Cultural Foundation Inc.	7734 (Amended)
Parent Association of St. Benedict's Elementary School	7743 (Amended)
Society of the Holy Rosary of St. Francis Xavier Church	7753 (Amended)
St. Rocco's Church	7759 (Amended)
Holy Name Society Sacred Heart Church of Vailsburg	7765 (Amended)
Queen of Angels Parent Teachers Association	7773 (Amended)
St. Augustine's Church	7920
St. Aloysius Roman Catholic Church	7922
Mt. Carmel Guild-Special Education for the Blind	7926
St. Mary's Church of the Immaculate Conception	7927

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of the Holy Rosary Roman Catholic Church	7868 (Amended)
Home School Association John F. Kennedy School	7919
League for Conservation Legislation	7921
David T. Wright Civic Organization	7923
National Federation for the Blind	7924
St. Francis Xavier Roman Catholic Church	7925
Immaculate Conception Church	7928
Our Lady of Mt. Carmel Church	7929
Guyton-Callahan American Legion Post 152	7930

April 4, 1979

A motion to concur in the Report was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

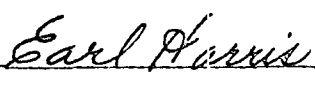
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:50 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President

Newark, New Jersey, April 5, 1979

A meeting of the Municipal Council of the City of Newark, held March 27, 1979 was recessed to 11:00 A. M., Thursday, April 5, 1979, or as soon thereafter as the Council can convene, for the purpose of holding a public hearing on the amendments to the Local Municipal Budget for the Year 1979 and to adopt the 1979 Local Municipal Budget of the City of Newark, as amended.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Johnson, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman James arrived at 12:00 Noon)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 28, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman James arrived at 12:00 Noon)

The City Clerk: A hearing on the Introduced Local Municipal Budget of the City of Newark for the Year 1979 was established, held and closed on the 27th day of March, 1979. The Municipal Budget was approved by the Division of Local Government Services.

On March 27, 1979 the Municipal Council amended the Budget and ordered the amendments to be published in the Star Ledger issue of March 30, 1979. The amendments were so advertised. The Council further ordered that a public hearing on these amendments shall take place on the 5th day of April, 1979, in the Council Chamber, in the Newark City Hall, at 11:00 A. M., or as soon thereafter as Council can convene.

Three copies of the amending resolution in proper form, certified by me as having been adopted by the Governing Body, were submitted to the Director of Local Government Services on March 28, 1979 and approved April 5, 1979.

April 5, 1979

April 5, 1979

This being the date, time and place set for the public hearing on the amendments to the Budget of the City of Newark for the Year 1979, the President is respectfully requested to declare open the hearing on the amendments as advertised in the March 30, 1979 issue of the Star Ledger.

President Harris: The hearing on the amendments to the Budget of the City of Newark for the Year 1979, as advertised, is now declared open.

No one appearing, a motion to close the hearing on the amendments, as advertised, and adopt the amendments, as advertised, was made by President Harris, seconded by Councilman Johnson.

Councilman Carrino stated his vote will be in the negative because he feels Administration has not listened to the priorities and needs of the citizens of Newark. Although they are faced with financial problems emanating from shortages from both State and Federal level, he feels the priorities the Administration used to set up this budget were not and are not in the best interest of the citizens of the City of Newark.

The motion to close the hearing on the amendments, as advertised, and adopt the amendments, as advertised, was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Carrino.

Councilman James stated after nine years on the Council, he thinks the budget this year, due to Federal and State fiscal restraints, is a skeleton budget and he truthfully believes that the Council and Administration have done all they can in trying to deliver services. They might disagree with some priorities. However, this is not a budget with fat, not a budget with no show jobs and he really thinks the Council and Administration should be commended for the fact they have been able to maintain almost a stable tax rate and maintain some delivery of essential services with the restraints being placed on the City on both Federal and State levels.

A motion to adopt the Budget of the City of Newark for the Year 1979 in its final form, as amended, was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Villani, President Harris.

No: Councilmen Carrino, Martinez.



The City Clerk read:

SUMMARY OF REVENUES

1. GENERAL REVENUES

Surplus Anticipated	\$ 25,200,000.00
Miscellaneous Revenue Anticipated	156,277,656.54
Receipts from Delinquent Taxes	7,600,000.00

2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	39,104,580.98
--	---------------

3. AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY</u>	
Item 6, Sheet 38	34,757,928.50
Item 6 (b), Sheet 11 (N.J.S. 40A:4-14)	752,858.29
Total Amount to be Raised by Taxation for <u>Schools in Type I School Districts</u> Only	35,510,786.79

4. To be added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE</u> <u>II SCHOOL DISTRICTS ONLY</u>	
Item 6 (b), Sheet 11 (N.J.S. 40A:4-14)	-0-
Total Revenues	\$263,693,024.31

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:

Within 5% "CAPS"

(a & b) Operations Including Contingent	\$ 92,835,970.64
(c) Capital Improvements	2,259,096.20
(e) Deferred Charges and Statutory Expenditures - Municipal	17,242,777.01
(f) Judgments	500,000.00

Excluded from 5% "CAPS"

(a) Operations - Total Operation Excluded From 5% "CAPS"	73,455,506.03
(c) Capital Improvements	-0-
(d) Municipal Debt Service	8,156,395.63
(e) Deferred Charges - Municipal	7,098,046.30
(n) Transferred to Board of Education for Use of Local Schools (R.S.40:48-17.1 and 17.3)	-0-
(g) Cash Deficit	-0-

## 5. GENERAL APPROPRIATIONS: (Continued)

Excluded from 5% "CAPS" (Continued)

(k) For Local District School Purposes	\$ 12,775,304.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	14,612,000.00

6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS  
ONLY (N.J.S. 40A:4-13)34,757,928.50

Total Appropriations

\$263,693,024.31

President Harris declared the Budget of the City of Newark for the Year 1979 in its final form, as amended, was adopted by the following votes:

5 Ayes

2 Nays

2 Absent

President Harris stated, "Faced with Federal cutbacks totaling over \$10 million and a continuous loss of ratable properties due to abandonment, fire and neglect, I spent many long hours along with my colleagues, the City Clerk's Staff and the auditing team from Samuel Klein and Company in pouring over our 1979 Municipal Budget.

Our total budget, including the county and school portion, is \$290 million, some \$20 million more than last year's package. However, I am happy to report that this increase does not reflect a proportionate rise in our tax rate.

Unfortunately the tax rate is never as low as I would like to see it, but the 32 point increase in this year's figure over last year to \$9.31 per \$100. of assessed valuation is still considerably less than the \$9.59 rate projected by the Administration when they turned the budget over to us in January. The two point increase over the \$9.29 figure introduced with the budget amendments last week came about through a change in the amount of money that must be raised to pay county taxes, and was beyond our control.

I promised when the budget was introduced almost three months ago that we would do everything in our power to cut that \$9.59 rate without hindering the efficient delivery of municipal services. After hard work and spending hundreds of hours reviewing the budget and its package of amendments, I believe we have lived up to that promise that I made to the people of this City by producing a tight and workable budget."

A motion directing the City Clerk to forthwith forward three copies of this Adopted Budget to the New Jersey State Division of Local Government Services in Trenton

April 5, 1979

and one copy to the Essex County Tax Board, as by Statute required, was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Carrino.

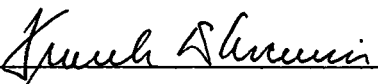
ADJOURNMENT.

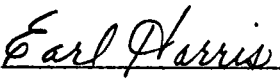
12. A motion to adjourn this meeting was made by President Harris, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, President Harris.

This meeting adjourned at 12:10 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
\_\_\_\_\_  
President



Newark, New Jersey, April 9, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:35 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 6, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated April 5, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 1:00 P. M., Monday, April 9, 1979, or as soon thereafter as the Council can convene, to consider and act upon the set of ordinances previously submitted to the Municipal Council which would organize the Department of Engineering, abolish the Department of Public Works, and create in its place the Department of General Services. In addition, as part of this package, the Administration has previously submitted salary ordinances which would correct the salary titles of the positions involved to accurately reflect the new departmental organization.

A motion to remove from the table "ORDINANCE TO ADOPT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) AND ESTABLISH A DEPARTMENT OF GENERAL SERVICES, was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to amend the ordinance by substituting Page 3, as submitted by Administration was made by Councilwoman Villani, seconded by Councilman Grant.

April 9, 1979

April 9, 1979

Councilman Tucker said he has concerns after a critical review of the proposed reorganization plan that was submitted, effective January 26, by the Business Administrator and also the Mayor and the amendments that have been subsequently submitted as of April 15. He believes the reorganization for the most part is not really a reorganization but basically a realignment of basic functions transferring out of the Department of Public Works and now to move into a new Department of Engineering which in effect had the administrative responsibility to be a staff organization in the past. The second point his review indicates to him is when he attempts to find the justifiable explanation that over 75% of what was recommended, he is left with the opinion that based on the City voting a contract to contract out garbage, a portion of the garbage collection of the City of Newark to a private based firm, that this in itself created a major problem in regard to Department of Engineering having the supervisory responsibility for that contract and the Department of Public Works, a new amended Department of Public Works having the responsibility of running the inhouse capability. He would like to be consistent in this regard. He believes the reorganization, the prompting of the reorganization, is directly aligned with the garbage contract. He also finds in most cases smaller or less subsistent units currently maintain a very close working relationship now with the Department of Engineering and he does not believe they are fiscally within the Department of Engineering that is going to improve, enhance, or in anyway whatsoever deter what they are currently doing. He believes the reorganization is prompted on one option that the City in the preparation of the 1980 budget will not be able to afford to maintain the inhouse capability and also the contract. He thinks based on this option it is the opinion of Administration that they would transfer the responsibility of the Department of Sanitation to the Department of Engineering which would make it more administratively easier to either force or coerce personnel, or fire or layoff the personnel to insure that the amount of money would be made available for the 1980 budget to continue the contract. He thinks if we review major areas of concern in other aspects of municipal government we are clearly aware that major problems have not realistically been addressed by this reorganization. If we really relate to the major problem of the Real Estate Commission, at this point and time that has been ignored. If we attempt to just deal with other problems in other municipal departments for the most part we know for sure most of the reorganization plan has been ignored.

Councilman Tucker said what we are looking at here is a farce and it is

primarily related to transferring the majority of the balance of the Department of Sanitation directly to the Engineering Department and it is only based on the fact the City is going to contract out the rest of the garbage collection.

Councilman Johnson said he just wanted to say it would be much more conducive and compatible to him if it was also added into this proposed ordinance, whoever the Director might be, that he be a resident of the City of Newark. He thinks this would meet the major concern of himself and the other Council members because a super department should have super leadership, a super department should have a director who is accessible 24 hours and he thinks this should be considered.

Councilman Bottone said he has reservations of what he is going to decide to do today and he has a few questions still unanswered but he also knows that certainly some of the agencies in the City of Newark don't perform and probably some of them will never perform but he also has to realize if we don't go for a change to try to improve the status quo, he may have to re-evaluate his original intent. He wants it known for the record that he is not doing this with 100% satisfaction but certainly he doesn't have 100% satisfaction of the services that are being rendered now. He hoped when this thing is finally realized that certainly the City of Newark will be able to provide better services than are being rendered now. He hoped when this thing is finally realized that certainly the City of Newark will be able to provide better services with more economy and less patronage.

Councilman James said he has always believed Administration should have the right to organize as they see fit in order to deliver services and then it would be the duty and obligation of this body, legislative body to evaluate that performance and perhaps make recommendations for the delivery of services which are not conducive to satisfying the needs of our population. On the other hand, he is somewhat taken aback by the suggestion by Administration. The proposal before us represents a major priority of the City. He knows of no citizens in the City of Newark who are breaking down our doors, talking about sanitation and sewers. Yes, they have complaints, we have had crises in these areas. They have been manageable crises. He fails to see why the Administration had not addressed itself to a critical priority of the City and that is having meaningful code enforcement and attack the proliferation of slumlords who have continued to rob citizens in Newark and threaten the quality of our life. Code enforcement is a critical area for Newark and nowhere in the documents before us do we see the Administration addressing itself to that. He has many questions relative to the priority which they have placed before us. He is concerned about code enforcement. One need only to drive throughout our City and see the abandoned structures, buildings

April 9, 1979

falling apart, debris collecting in lots, homes which have been abandoned and the lots remaining with water and all kinds of debris. We can excuse the fact of the dog control problem, which Councilman Bottone mentioned, code enforcement. He does not believe it. He is saying the Council as the legislative body, should certainly support Administration's measures and he is going to give them that priority which they are assessing at this time.

Councilman James said he wants the record to show that we need to deal with code enforcement, we need to look at the Department of Health and Welfare and if any department needs restructuring, if any bureaucratic structure needs to be dismantled it should start in Health and Welfare which has failed, due to its size, to deliver the services that are afforded that department. He is willing to experiment but he would hope in the near future an evaluation of the measure taken today will be forthcoming to the Council and also he is more hopeful that the Business Administrator immediately look to bring in about meaningful code enforcement in the City of Newark. That is a human cry today.

Councilman Martinez said he doesn't think anyone really wants to see change and a lot of times change is before that. Each and everyone of us, particularly the Ward Councilmen, on many occasions receive complaints from the public. The basic complaint is service, they want the trees trimmed, garbage picked up, cleaner streets, better traffic, cleaner sewers and he can understand that. As Councilman of the East Ward, he has to go along with Administration's request for a change because it appears the services will be much better. We are sitting here as a body and if we don't like this change, we can always revert back to the old type. He thinks if we really look ourselves in the eye and say "are we giving our tax dollars the finest in service". He thinks the answer is no with the present situation. With the new proposal by Administration, we should be getting cleaner streets, should be getting better delivery of services with the restructuring of the reorganization. Whether he feels one department, or one person can handle 844 employees increased from 61, that is something to be answered in the future. He personally feels, as Councilman Johnson indicated, it will become a super agency and a super structure but he believes his personal relationship with Director Zach in the past has been with a person who perhaps is the best department head we have in the City and has responded and responded well.

Councilman Martinez said he also believes with the new system that the City is going to put into effect, which will be evaluation of employees, it is going to be very critical. The upcoming future of this particular reorganization structure which



1301

April 9, 1979

in effect means that employees will be evaluated for the first time in the City of Newark and Civil Service has agreed if an employee with ten years of service who has not performed satisfactorily or performs unsatisfactorily, will not have the protection of Civil Service any longer and can be terminated. He thinks it will be more of an incentive for employees and taxpayers who are paying for delivery of service.

Councilman Grant said he is for change, in fact the citizens of Newark are for change. It was evident in June of last year when Councilman Johnson and he were added to this Council. Since July 1st he has made a close assessment and careful assessment and also analyzed the powers between Administration and the law setting body of this City. As a result of that, Administration, because it is the Administration has within its purview the latitude to make recommendations to the Council and it is up to this Body to accept or reject them and he thinks that is where we are at this point. He feels that if anyone is not in favor of a change for the better he is really deceiving oneself. In terms of the future of this City, the Administration has indicated this change will bring about a direct betterment of delivery of service to the citizens of this City. He is willing to give Administration that opportunity. If in the opinion of this Body, that is not carried out, then we have yet further power to rescind that action at a later date and see if we can come up with some alternatives. At this point he personally feels it is in the best interest of the City to move forward in this direction and he certainly gives it his wholehearted support.

Councilman Carrino said just to concur with several of his colleagues he had and still has a negative attitude towards this reorganization but he feels on the advice of the Business Administrator guaranteeing some of the shortcomings which we have experienced in the delivery of service may be overcome by this reorganization. He will certainly go along with his request as the Chief Administrator of the City. He feels that Business Administrator Buck has convinced the Council that some of these deficiencies can be remedied through this reorganization. He is not 100% sure that is the case. As long as the same people are performing, whether they are in one department or another, they are performing, they are good employees, and if they are not performing they are bad employees. He feels just for the benefit of doubt we can guarantee one more service being delivered by a more efficient means he wants to give them the opportunity.

Councilwoman Villani indicated she tabled this item a few weeks ago because of many unanswered questions but since then we have had some serious discussions and

April 9, 1979

she thinks at this point everyone is able to give an intelligent vote.

The motion to amend the ordinance by substituting Page 3, as submitted by Administration was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

6-F-a.

The City Clerk read AN ORDINANCE TO ADOPT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) AND ESTABLISH A DEPARTMENT OF GENERAL SERVICES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

(Ordinance tabled January 17, 1979)

(Ordinance removed from the table April 9, 1979)

A motion to adopt the ordinance on first reading, as amended, was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the noes are one. This ordinance as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading, as amended, as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on May 2, 1979.

A motion to remove from the table "ORDINANCE TO REPEAL TITLE TWO, CHAPTER SEVEN, SECTION 5.1; TITLE TWO, CHAPTER NINE; TITLE TWO, CHAPTER 13A, ARTICLES TWO, THREE AND FOUR, AND TO AMEND TITLE TWO, CHAPTER NINE A, IN ITS ENTIRETY, AND TO AMEND TITLE TWO, CHAPTER 13A, SECTION ONE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)", was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to amend the ordinance by substituting Pages 1, 3, 4, 5 and 6, as submitted by Administration was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

6-F-b.

The City Clerk read AN ORDINANCE TO REPEAL TITLE TWO, CHAPTER SEVEN, SECTION 4.1; TITLE TWO, CHAPTER NINE; TITLE TWO, CHAPTER 13A, ARTICLES TWO, THREE AND FOUR, AND TO AMEND TITLE TWO, CHAPTER NINE A, IN ITS ENTIRETY, AND TO AMEND TITLE TWO, CHAPTER 13A, SECTION ONE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

(Ordinance tabled January 17, 1979)

(Ordinance removed from the table April 9, 1979)

A motion to adopt the ordinance on first reading, as amended, was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the noes are none. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading, as amended, as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on May 2, 1979.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1979, ENCLOSING PROPOSED "ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

April 9, 1979

Councilman Carrino questioned whether these ordinances represent anything more than a change in titles from one department to another without any adjustments in pay or any changes in title.

City Clerk D'Ascensio replied titles will be taken out of the present department where they exist and transferred over to the newly created department in accordance with the plan of the reorganization.

Councilman Martinez said he would like to add for the record that the reorganization represents a difference of one less employee and there is no dollar reflection.

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR', (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO UPDATE EXISTING ORDINANCE AND TO PROVIDE TITLES AND SALARIES AS PER REORGANIZATION)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO RE-ESTABLISH ORGANIZATION FOR POSITIONS AND SALARIES AS PER REORGANIZATION)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

April 9, 1979

1305

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

A motion directing the City Clerk to place this ordinance on the April 18, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

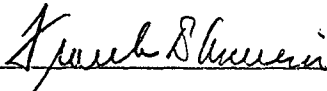
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

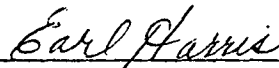
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:00 P. M.

APPROVED:



Frank D'Ascensio  
City Clerk



Earl Harris  
President



Newark, New Jersey, April 18, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Oliver Brown, Pastor, Roseville Presbyterian Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Carrino arrived at 10:20 P. M.

Councilwoman Villani arrived at 10:45 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 10, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris, on behalf of the Municipal Council, welcomed students from Rutgers University who were in the audience.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF FEBRUARY, 1979.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

April 18, 1979

April 18, 1979

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD FEBRUARY 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD FEBRUARY 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD FEBRUARY 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-e. The City Clerk presented COPY OF MINUTES OF SPECIAL PUBLIC MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD FEBRUARY 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-f. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD FEBRUARY 28, 1979.



A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-h. The City Clerk presented ANNUAL REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR, FOR YEAR JANUARY 1, 1978 THROUGH DECEMBER 31, 1978.

A motion that the Annual Report be received and placed on file was made by Councilman Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

4-i. The City Clerk presented 1978 ANNUAL REPORT OF OFFICE OF THE CITY CLERK.  
(Copy submitted to each Member of the Council)

A motion to adopt the Annual Report was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-15, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curblin of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Department of Transportation, Division of Traffing Engineering recommends revised ordinance and resolution from Essex County)

A motion to table this ordinance was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

April 18, 1979

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON ROSEVILLE AVENUE AND SOUTH 14TH STREET.

(Deleting Roseville Avenue, West side, from West Market Street to Route 280

Collector Road

Adding South 14th Street, West side, in front of house Number 871)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Department of Transportation, Division of Traffic Engineering recommends revised ordinance)

A motion to table this ordinance was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED SPACE ON FERRY STREET.

(Ferry Street, North side- in front of house #436)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

April 18, 1979

6-F-d. The City Clerk read AN ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR THE ERECTION OF VARIOUS TYPES OF ANTENNAE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion to defer action on this ordinance awaiting approval of Central Planning Board was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-F-e. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR DERMATOLOGIST, P. T., 6 HRS. PER WEEK AND ADMINISTRATIVE OFFICER, 37½ HRS. PER WEEK)

(Dermatologist, P. T. 6 hr./wk	\$8,599. - \$8,599.
-----------------------------------	---------------------

Administrative Officer, 37½ hrs.	18,038. - 21,925.)
-------------------------------------	--------------------

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Health and Welfare Director Morgan met with the Council April 17, 1979)

A motion to adopt the ordinance on first reading and to delete the position and salary range for Principal Accountant, was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, President Harris.

No: Councilman Martinez.

Not Voting: Councilman Bottone.

President Harris: The yeases are five, the no is one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

April 13, 1979

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1956, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON HILL STREET.

(Deleting Hill Street, South side, from Washington Street to Broad Street,

from 7:00 A. M. to 6:00 P. M., Monday through Friday

Adding Hill Street, South side, from Washington Street to Broad Street,

from 9:30 A. M. to 4:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

A motion to consider Resolution 7-R-bm on this Calendar at this time was made by Councilman Martinez, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bm. RESOLUTION DESIGNATING THE WEEK OF APRIL 15 - 21, 1979 AS "ETHNIC HERITAGE WEEK" IN THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

Councilman Martinez read:

WHEREAS, New Jersey is one of the most culturally diverse states in the Nation; and

WHEREAS, the talents, dedication and love of life and liberty brought to the Garden State by various ethnic groups is a major State asset; and

1312  
April 18, 1979

WHEREAS, the Ironbound Educational and Cultural Center of Newark is a non-profit community-based organization striving to advance the quality of life in this State's largest City; and

WHEREAS, the Ironbound Educational and Cultural Center is committed to honoring past accomplishments of New Jersey ethnic groups, while serving as a catalyst for progress and unification:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That they officially designate April 15 - 21, 1979 as "Ethnic Heritage Week" in the City of Newark.

Councilman Martinez, on behalf of the Municipal Council, presented an inscribed copy of this resolution to members of the Ironbound Educational and Cultural Center.

6-F-g. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK," ORDINANCE 6-S & F-q, ADOPTED MARCH 20, 1963 AS AMENDED AND SUPPLEMENTED.

(\$500. for certain uniform and civilian members

\$350. for Police Parking Violations Officers)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-h. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDED THERETO. (TO ADJUST THE SALARY RANGE FOR PARKING VIOLATIONS OFFICER)

(Parking Violations Officer \$9,748. - \$11,628.)

April 13, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled February 7, 1979)

(Ordinance removed from Table April 4, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Martinez.

Councilman James requested the City Clerk forward communication to Police Director Williams asking if Parking Violations Officers could precede the route of motor brooms on regular basis for ticket parking violators in order to facilitate adequate street cleaning. He noted it is a rule in the City of East Orange that if a car is parked, it will be towed away in order to make sure the motor broom gets to the curb.

Councilman Martinez said he can understand his colleague wanting more Parking Violations Officers but he cannot see, with the layoff of 200 policemen, that they are going to look for more Parking Violations Officers and not bring back the 200 policemen who were laid off. Councilman Martinez declared if they want to start talking about enforcement, they should first bring back the 200 policemen who were laid off.

Councilman James said the Council and everyone in the audience want more Police Officers. No Member of this Council or Administration cut this City \$10 million anti-recession funds, which funds were cut in every city in the United States of America, from Maine to Miami, San Diego to Seattle. This Council lobbied in Washington and Trenton and participated in the recent hearings by Senator Bradley. If anyone in the City is fighting to bring back revenue to hire more Police Officers, it is this body, but now they are talking about Parking Violations Officers who by actually ticketing illegally parked cars, pay for their own salary. They are not talking about a position which is deleted because of the loss of anti-recession funds. That is a Federal issue. Councilman James felt they should tell President Carter who increased defense spending 7% and signed a peace treaty costing \$160 million to this nation. The Council cannot be faulted for loss of anti-recession aid when they are talking about cleaning the City of Newark on a daily basis.

The City Clerk was directed to request Police Director Williams that whenever possible, Parking Violations Officers should be assigned to assist in the enforcement of parking regulations in all sections of the City to facilitate adequate street cleaning. The Council believes that if Parking Violations Officers could precede the route of motor brooms on a regular basis for ticket parking violators, the required street cleaning

April 18, 1979

could be accomplished. (Copy of communication submitted to Business Administrator Buck, Public Works Director Toma and Engineering Director Zach)

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-1. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR HEALTH OFFICER/PHYSICIAN)

(Health Officer/Physician \$30,851. - \$37,501.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council March 20, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, President Harris.

No: Councilman Martinez.

President Harris: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-j. The City Clerk read AN ORDINANCE AMENDING SECTION 23:10-5, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BE AMENDED BY ADDING THERETO THE FOLLOWING PROJECTS. (BRANCH BROOK PARK MANOR - 8-1 AND PHASE IV - PROJECT N.J.2-27)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

April 18, 1979

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

Not Voting: Councilman Johnson.

President Harris: The yeses are six and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-k. The City Clerk read AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, President Harris.

No: Councilman Tucker.

President Harris: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-1. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO UPDATE EXISTING ORDINANCE AND TO PROVIDE TITLES AND SALARIES AS PER REORGANIZATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:



April 18, 1979

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, President Harris.

No: Councilman Tucker.

President Harris: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-i) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO RE-ESTABLISH ORGANIZATION FOR POSITIONS AND SALARIES AS PER REORGANIZATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council April 9, 1979)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, President Harris.

No: Councilman Tucker.

President Harris: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-n.

The City Clerk read AN ORDINANCE TO DELETE ALL POSITIONS, TITLES, TITLE CODES, ANNUAL MINIMUM AND ANNUAL MAXIMUM SALARIES CREATED IN THE DEPARTMENT OF PUBLIC WORKS.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, President Harris.

No: Councilman Tucker.

President Harris: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on

April 18, 1979

first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

6-F-o. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLES OF INTERGOVERNMENTAL LIAISON AND LEGISLATIVE INFORMATION SPECIALIST)

(Intergovernmental Liaison,  
Municipal Council \$18,940. - \$23,021.

Legislative Information  
Specialist, Municipal  
Council 18,940. - 23,021.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 2, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF  
NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons  
Excluded From Certain Streets, of Title 23, Traffic and Parking,  
of the Revised Ordinances of the City of Newark, New Jersey,  
1966, as amended and supplemented, be amended by adding thereto  
the following:

ABINGTON AVENUE:  
From Mount Prospect Avenue to Lake Street.

BALLANTINE PARKWAY:  
From Mount Prospect Avenue to Lake Street.

BERKELEY AVENUE:  
From Mount Prospect Avenue to Lake Street.

3RD AVENUE:  
From Mount Prospect Avenue to Clifton Avenue.

TREADWELL STREET:  
From Mount Prospect Avenue to Ridge Street.

Section 2. Any existing ordinances or parts thereof, in-  
consistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final  
passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to  
approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on  
second reading and final passage was made by Councilman Tucker, seconded by President  
Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President  
Harris.

President Harris: The yeses are seven and the noes are none. This ordinance  
having been read on two separate days and having achieved the vote required by the  
statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor  
for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, adver-  
tised in accordance with law and a hearing date set. It is now before you for public  
hearing, second reading and final passage:

AN ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII, BY  
ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT  
MUNICIPAL COUNCIL MEETINGS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF  
NEWARK, NEW JERSEY, THAT:

April 18, 1979

1. Title 2, Chapter 15, Section 1, Rule XVIII, is hereby supplemented by adding thereto the following:

Use of cameras and recording devices; limited. Cameras, including television and motion picture cameras, electronic sound recording devices and any other mechanical, electrical or electronic recording devices may be used only in the balcony of the Municipal Council Chamber, but only in such a manner as will cause a minimum of interference with or disturbance of the proceedings of the Municipal Council.

All sources of power for supplemental lighting and needed for the use of cameras and recording devices hereinabove mentioned shall be provided by the operators thereof and such equipment shall not be plugged into any electrical outlet connected to the City Hall power source.

Supplemental lighting for cameras, including television and motion picture cameras, shall be used only in the exercise of extreme discretion in regard to the intensity and duration of such lighting with a view to creating the least amount of disturbance to the proceedings of the Council and the least amount of discomfort to the members of the public in attendance.

The Council may by a two-thirds vote of the entire membership thereof prohibit the right to use cameras and recording devices hereinabove granted.

2. This ordinance shall take effect upon final passage and publication as required by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. HERBERT BLOOM, 8 PETUNIA DRIVE, NORTH BRUNSWICK, NEW JERSEY, read letter dated April 4, 1979, from State of New Jersey Public Advocate Stanley C. Van Ness vehemently opposing the Council barring television coverage at public meetings of the Newark Municipal Council, unless at the discretion of the Council, a vote is taken to permit such coverage. He maintained this practice of prohibiting television coverage on the basis of the content of discussion represents an unreasonable infringement upon the First Amendment rights of the electronic media to gather news and impedes the public's right to witness the conduct of public meetings pursuant to this State's "Sunshine Law." The proposed ordinance is objectionable because it relegates the electronic media to the balcony of the Council Chamber, this location would not permit focusing upon the individual Council Members, or public participants, making statements, and is unsuitable given the limitations on supplemental lighting and the prohibition on use of electrical outlets. There is no justification for this retreat. The rights of WNET/Thirteen, NJPTB and the public cannot tolerate the unrestricted discretion afforded the Council to bar the use of electronic equipment by vote of two-thirds of its members.

1320  
April 18, 1979

The following individuals spoke in favor of the adoption of this proposed ordinance:

MR. RICHARD DOWNING, VICE PRESIDENT, NORTH WARD PROPERTY OWNERS, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY.

MS. REMAY PEARCE, 105 SOUTH 10TH STREET, NEWARK, NEW JERSEY.

MR. FRANK RUSSO, 15 MAY PLACE, NUTLEY, NEW JERSEY.

MR. ROBERT CARTWRIGHT, 52 MOTT STREET, NEWARK, NEW JERSEY, said he does not like the present news coverage. He felt people know what is the best image for the City and it should not be at the Council's discretion how the news is covered.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 24:1-22 of the Revised Ordinances of the City of Newark, New Jersey, 1966, be hereby amended to read as follows:

24:1-22 PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS

Every taxicab shall have installed, and shall continuously thereafter have maintained, a partition and steel plate to separate the driver section from the passenger section in accordance with the following requirements:

(a) Each vehicle operating under this chapter shall have installed a bullet-resistant full partition (roof to floor, door to door) of a minimum thickness of 3/8" surrounded by a 14-gauge steel enclosure. The back of the front seat must be protected by a minimum 14-gauge steel plate, covered with foam-padding and leather or leatherette material.

April 18, 1979

(b) The partition must contain a change slot to enable payment for the ride without direct contact between the operator and passenger.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with law.

Section 3. Any ordinance inconsistent with this ordinance is hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE FAIRMOUNT URBAN RENEWAL PROJECT N.J.R-72. (SEVENTH AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7RBL adopted August 4, 1965; 7RBD adopted March 20, 1968; 7RBD adopted April 16, 1969; 7RV adopted November 24, 1970; 7RCE adopted March 21, 1973; 7R-g adopted September 5, 1973; 7RBT adopted March 5, 1975 approved an Urban Renewal Plan and Amendment thereto for the Fairmount Urban Renewal Plan (N.J.R-72); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved an amendment consisting of: (1) a change stating that Bruce Street from 12th Avenue to Cabinet Street will no longer be vacated and will remain open as a Public Right-of-Way, (2) a change in the proposed land use of the Block bounded by Norfolk Street, Warren Street, Hudson Street and Hartford Street from Public to Residential Medium Density; (3) a change in the proposed land use of the parcel of land fronting along West Market Street running from Bergen Street approximately 563 feet westerly from Residential Medium Density to Intensive Business; (4) a change in the proposed land use of the major portion of the parcel of land bounded by Bruce Street, Cabinet Street, West Market Street and 12th Avenue from Public and Residential Medium Density to Intensive Business; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendation of the planning body; and

WHEREAS, it has heretofore been found and determined by Resolution 7RJ adopted May 20, 1964 that the Project Area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

6. That the Urban Renewal Plan for the Area having been reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

April 18, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 13, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (REQUIRES HOUSING UNITS WHICH CONTAIN OVER 75 FAMILIES TO HAVE PRESENT ON THE PREMISES BETWEEN THE HOURS OF 8:00 P. M. AND 4:00 A. M. A SECURITY GUARD AND A DOORMAN)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 15, Chapter 13, Section 1, of the Revised Ordinances of the City of Newark, New Jersey is hereby amended to read as follows:

15:13-1 Guard and doorman required.

All public and private housing units in the City of Newark, New Jersey, which contain over 75 families shall be required to have present on the premises between the hours of 8:00 p.m. and 4:00 a.m. a security guard and a doorman.

Section 2. All prior ordinances or parts of prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, suggested the Council amend this ordinance to require housing units with 50 families, instead of 75 families, to have security guards on the premises between 8:00 P. M. and 4:00 A. M.



President Harris related this ordinance was amended after introduction at the request of a Council Member. Originally it was drafted to encompass 100 families, and was reduced to 75 families. After adoption, if it is the desire of the Council, the ordinance can always be amended to further reduce the number. President Harris indicated the Council is most conscious what is taking place in the City and this ordinance is to see that people get more protection.

Councilman Bottone said he is ready to vote on this ordinance, as it is, or even with a lower number of families. He queried who is going to supervise enforcement, how it is going to be done and to whom the security personnel will report. Councilman Bottone indicated he reluctantly votes for this ordinance but he has great reservations how this ordinance is going to be enforced. He is certain some of the landlords will not invest more money, have more security guards, etc. unless they are dragged into court; and he is certain the Newark Housing Authority will be hollering and screaming because it is going to be a tremendous expense. Councilman Bottone reiterated he is in favor of this proposed ordinance, but hopes it will be enforced.

Councilman James felt the suggestion by Mrs. Henry, 50 families as opposed to 75 families, warrants study by the Council and it is premature if the Council makes a decision right now. However, he hopes when they talk about more police, more guns, more locks, more bars, more alarm systems, more everything protective-wise that they pause and say why more crime. They will have to call upon the church community and good citizens too who continue to see crime being committed and will not involve themselves. He still believes those who commit crimes in the City are few in number. Councilman Grant has said so often that "The only way for evil to triumph is that good men say nothing." Too often they look the other way.

Councilman James contended homes have been victimized by crime; furniture, stereos, televisions and piping have been removed. Police are sent out and they say they did not see or hear anything. Councilman James felt they can address themselves to more security, but he thinks if they really want to have a quality city, they have to deal with tenant selection, people who commit crimes being put in jail, and deal with the whole question of rooting out from the community those individuals who are doing wrong. Quite often most of the crimes in apartment buildings are actually committed by people living in the building, and they have documented proof of that. Councilman James assured the Council will discuss whether they should amend this ordinance, at a future date, decreasing number of families from 75 to 50. They will deal with the whole problem.

April 18, 1979

MR. THOMAS PETRILLO, 423 CHESTNUT STREET, NEWARK, NEW JERSEY, felt this ordinance is actually saying they do not have enough police in the City of Newark to do the job and they are now asking the landlords to become police officers in the City. When the ordinance was originally introduced, it was 100 units, now it is decreased to 75, and he fears it will be decreased even more. If it is the intent of the Council to close down private housing in the City, this is the course to take. Mr. Petrillo asserted although this ordinance has merits to protect the people, the cost of providing such security would be just one more cost the landlords must assume. Good landlords are finding it hard enough keeping up with expenses exclusive of this new measure. Mr. Petrillo suggested the 200 policemen who were laid off be put back to provide police protection.

President Harris said he understands the financial problems such a program would present to landlords. All employee groups today are recognized by organized labor and it is spelled out in the existing contract what they can do and what they cannot do. President Harris recalled the Council heard the same arguments from some landlords when he introduced legislation, a few years ago, relating to rent control, and he does not see any of them going broke or to the poorhouse. President Harris asserted there are good and bad landlords. The Council has an obligation to the tenants in the City and they are trying to protect the people of the City of Newark.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING TO NEW JERSEY BELL TELEPHONE COMPANY, ITS ASSOCIATED AND ALLIED COMPANIES, IN PERPETUITY, AN UNDERGROUND EASEMENT FOR A RIGHT OF WAY 10' WIDE AND APPROXIMATELY 300' IN LENGTH IN BLOCK 5088, LOT 138 ON THE OFFICIAL TAX MAP FOR INSTALLATION OF A CONDUIT APPROXIMATELY 30" BELOW THE GROUND, BEING 26" WIDE AND 56" DEEP, UPON PAYMENT TO THE CITY OF NEWARK OF \$6,000.00 TOGETHER WITH THE COSTS OF PUBLICATION OF THIS ORDINANCE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The City of Newark (hereafter Grantor) shall grant and convey unto the New Jersey Bell Telephone Company, its associated and allied companies, successors in interest, and assigns (hereafter Grantee), an underground easement in perpetuity in the hereinafter described lands of said City, 10 feet wide for approximately 300 feet in length, for the location, relocation, installation, alteration, construction, reconstruction, inspection, maintenance, repair, operation, and removal of a conduit, housing 32 ducts, being 26 inches wide and 56 inches deep, running approximately 30 inches beneath the surface for the full length of the aforesaid land of Grantor as shown on a survey made by Roger M. Carroll and Company, Professional Engineers and Land Surveyors, dated November 14, 1974, attached as Schedule "B" to a proposed Deed conveying said easement (a copy of which deed is on file with this Ordinance in the Office of the City Clerk and may be there examined during regular office hours) together with access to, egress and ingress in, from and over said easement as is reasonable or necessary for the full use, occupation and enjoyment of same.

2.. Grantee shall perform all work in connection with the construction, maintenance, and operation of the conduit in a workmanlike manner and with a minimum of inconvenience to the Grantor. Any damage to the premises of Grantor or to the structure or improvement thereon resulting from said work shall be promptly repaired and restored by the Grantee to the same condition existing immediately prior to such work, or shall be replaced by the Grantee.

3. Grantor shall have the right to go across, over, and under the easement at any point and Grantee shall provide the protection to its conduit to permit such crossing.

4. Grantor may park on, pave over, or otherwise use the land, provided, however, that both the Grantor and Grantee shall not construct any building or other structure within the easement area.

5. Grantor may, for the purpose of sewer construction only, occupy the easement area described herein, provided that Grantor conveys to the Grantee, without additional expense, a new easement for Grantee's facilities acceptable to Grantee, adjacent to the easement area described herein, and further provided that Grantee shall have a reasonable period of time to relocate its facilities to the new easement area. Grantee's relocation expenses shall be borne by and be the sole responsibility of Grantee.

April 18, 1979

6. Said underground easement is more particularly described as follows:

Beginning at a point at or near the intersection of the northeasterly side line of International Avenue (formerly known as Westinghouse Street) with the northwesterly side line of U.S. Highway Route #1 and 9 (South Bound Lane) (also known as Haynes Avenue) said point is also at the intersection of a six foot ruinous anchor wire fence which is sixteen and no, one hundredths feet (16.00') northeasterly of the southwesterly face of concrete curb line of International Avenue as projected southeasterly and also eighteen and five tenths feet (18.5') northwesterly of the southeasterly face of concrete curb line of U.S. Highway Route #1 and 9 as projected southwesterly and running from this point, thence (1) North sixty-eight degrees, twenty-five minutes west (N 68°-25' W) ten and no, one hundredths feet (10.00') along said fence line to a point and corner; thence (2) North twenty-one degrees, thirty-five minutes East (N 21°-35'E) three hundred twenty-eight and twenty, one hundredths feet (328.20') and reasonably parallel to said ruinous six foot anchor wire fence to a point and corner; thence (3) Along a curve to the right, having a radius of two hundred forty and no, one hundredths feet (240.00') and along the arc of said curve a distance of eighty-eight one hundredths feet (0.88') to a point of compound curvature; thence (4) Along a curve to the right, having a radius of four hundred ninety and no, one hundredths feet (490.00') and along the arc of said curve a distance of fifty-five and eighty-six, one hundredths feet (55.86') to a point and corner on said six foot anchor wire fence on the northwest side of U.S. Highway Route #1 and 9; thence (5) South twenty-one degrees, thirty-five minutes west (S 21°-35' W) two hundred seventy and eight, one hundredths feet (270.08') along said ruinous six foot anchor wire fence on the northwesterly side of U.S. Highway Route #1 and 9 to the point and place of Beginning.  
The total area of land of conduit easement is 3,000 square feet.

7. The land which the easement will burden is not needed for public use by the City of Newark

8. The Grantee shall pay to the City of Newark upon the delivery of the Deed granting and conveying said easement the sum of \$6,000.00 together with the costs of publishing this Ordinance. The said Deed shall be executed on behalf of the City of Newark by the Director of the Department of Engineering, be approved as to form by the Corporation Counsel, attested and acknowledged by the City Clerk.

9. This Ordinance shall take effect upon publication and passage in accordance with law.

April 18, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### HEARINGS OF CITIZENS.

6-HC-a.

MRS. CORINE WILLIAMS, 16 RIVERVIEW COURT, NEWARK, NEW JERSEY, representing

F.D.R. Project Senior Citizens, Hyatt Court Senior Citizens and the community at large, addressed the Municipal Council with respect to conditions existing in the Hyatt Court area of the City of Newark. She stressed the dire need for police protection, security guards in the projects, school crossing guard at dangerous intersection of Raymond Boulevard and Chapel Street.

Mrs. Williams stated the United Ironbound Neighbors demand that at least two walking policemen be assigned to the regular beat which includes F.D.R. Housing Project, Hyatt Court Housing Project, neighboring and in-between streets: patrol cars should ride through the housing projects regularly; police should become more visible in their neighborhood; the City should put more money in the Police Department Budget so that their neighborhood and all neighborhoods in the City get more police protection and their tax money be directed to pay for essential services and better police protection.

President Harris directed the City Clerk to forward a verbatim transcript of remarks made by Mrs. Williams to Mayor Gibson, Business Administrator Buck and Police Director Williams and request Police Director Williams to submit a reply to the remarks made by the speaker as soon as possible.

Councilman Tucker felt the meeting with Newark Housing Authority Acting Executive Director Hugh Hill regarding the revamping of the security program may have a major impact on the F.D.R. Project and Hyatt Court, but he would like the Ironbound residents to make their presentation to the Municipal Council.

April 18, 1979

6-HC-b.            MRS. BERTHA L. GRIFFIN, 904 ELLIS PARKWAY, EDISON, NEW JERSEY, asked why she was not awarded the contract to provide management, janitorial, watchman services and mechanical maintenance operation for 605, 786 and 972 Broad Street and 11 Hill Street. (Resolution 7-R-b, April 18, 1979) She contended she was the lowest qualified bidder and she is entitled to know why she has not been awarded this contract.

President Harris explained the procedure for awarding contracts. He said this is an administrative matter which has to be cleared through the Law Department.

6-HC-c.            MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed herself to the Rent Control Ordinance, sale of real properties in the City of Newark for unpaid taxes, assessments and other municipal liens and abuse of use of City cars.

Councilman Tucker noted the Rent Surcharge Ordinance is not on the printed Calendar, but there are two added starters 8-d and 8-e. The City Clerk staff has had a short period of time to review the ordinance and at this point and time the ordinance seems to have administrative and legal problems, but that does not mean the intent of the ordinance will not be discussed by the Council. As a person who has to look at this whole situation objectively, he cannot say in all good conscience that the total fuel cost that the landlords are talking about should be totally absorbed by the landlords. His own personal opinion is that the City has some remedies, the hardship rent increase for which the landlords can appeal. Some increases have been granted through that process based on increased fuel costs. He cannot say truly that the landlord must absorb the total cost of fuel, but he does believe they have to look at it to insure it is fair and equitable. Obviously the rent increases which the landlords are talking about, called the surcharge, is for year-round basis. Councilman Tucker indicated he would like to look at the amount of increase of fuel cost and compare that with the increase embodied in the ordinance. He felt they must be fair and they just cannot dismiss it and say there is no rent increase and no consideration for the landlords. There are some slum landlords and some good landlords in the City. This is not an issue that can be handled emotionally, not an issue that can be thrown away. It is an issue that the Council has to study and make certain that whatever determination they make is going to be fair to the landlords and the tenants.

Councilman Tucker referred to question raised by Mrs. Henry about cars going out of town. He does not know if Mrs. Henry is aware of the Council's efforts in that regard. He assumes she is aware, but she should also be aware of the limitations of the Council. This Council forced the Police Director to exercise a ruling relating to people that work in the Police Department taking cars outside of the City of Newark. They fought

that battle and took it directly to the Law Department which subsequently took it to the State Supreme Court. There is a standard of law which pertains to prevailing practices which, in the past, allowed policemen to take their cars home. This has been a prevailing practice for a long period of time. There is a clause within the PBA and FOP contracts that says if they have done it for a long period of time and it is an acceptable practice by the City, the court rules that it will be a standard practice. The original practice meant policemen would take their cars to their homes in Newark, but as time went on the majority of policemen do not live in the City. The Judge made a determination that the City of Newark is going to have to live with it. That determination is not something that is going to be challenged any further. At this point and time, it is something they must reluctantly accept.

Councilman James remarked it is easy to have the crowd applaud when they talk about slumlords and certainly they recognize there are slumlords in the City of Newark and across the nation. He thinks they have to identify the slumlords, prosecute them and abate the violations which may exist in their property. On the other hand, he thinks they must also understand, without the circus atmosphere, that there are landlords who do provide heat for their tenants, who do make repairs and who do keep decent property and if those individuals are not allowed to receive a fair rate of return on their money, they cannot expect the landlord to make those repairs and put money back into the property. If people invest their money in property, it is only fair to say there has to be a return for their investment. Therefore, they have to distinguish between bad slumlords and those who maintain their property free of any code violation.

Councilman James continued they also have to recognize perhaps the greatest problem facing them today, and that is there is an energy crisis. Although Pennsylvania sits on enough coal to heat this nation for the next fifty years, they have become complacent and light the gas when they turn on the stove, which comes from out west. Gasoline is going up to \$1.00 a gallon, oil is going up and for them to say to those individuals who maintain their property that there is no remedy for them to address themselves to the increased cost of fuel means they have blinders on.

Councilman James suggested, and he spoke to Mr. Hutchins earlier who has been fighting this, and he agrees with Councilman Tucker, maybe the remedy is the existing hardship appeal. If a landlord can come before the Rent Control Board and show that he has had an abnormal cost for fuel and that he has not made a profit on his property, then he has the right to appeal any increase. Perhaps the remedy is a 3% surcharge. It is not open-end which Mr. Hutchins thought earlier whereby the landlord can charge any

April 18, 1979

amount, but he is suggesting they must recognize there is an energy crisis and anyone driving a car knows that today. Finally, the hardest thing that they never talk about and certainly this Council had opportunity to visit many properties, as they crack down on slumlords they must also crack down on bad tenants. Councilman James maintained until they weed out some bad tenants, certain buildings will never be standard. This Council has the courage to deal with the slumlords, but he hopes tenant organizations have the courage to deal with bad tenants.

6-HC-d.

MR. CZESLAUS J. CHROBOT, 104 FLEMING AVENUE, NEWARK, NEW JERSEY, treasurer-representative of the Fleming Avenue-Brill Street Block Association, registered complaints with reference to T.D.S. Corporation of 2 Brill Street. He related in the latter part of November, 1978, the T.D.S. Corporation presented a petition to the Board of Adjustment requesting a zoning change so that the parcel of land could operate as a truck dismantling and repair business, which is better known as a high class junk yard. The neighborhood opposed the petition on the basis that it was and is still a junk yard, which is detracting from surrounding neighborhoods. On January 9, 1979 the Board of Adjustment denied the T.D.S. Corporation their appeal for a zoning change, and they were given a reasonable amount of time to vacate. Mr. Chrobot asked why the junk yard at 2 Brill Street is allowed to continue its operation illegally.

Councilman Martinez said it was his understanding that T.D.S. Corporation was supposed to move out April 1. He requested the City Clerk forward a verbatim transcript of Mr. Chrobot's remarks to Board of Adjustment Secretary Rossi (copy to Business Administrator Buck and Corporation Counsel) requesting a written report as to why the junk yard at this site is allowed to continue in operation for more than ninety days in apparent violation of the City's Zoning Ordinance.

Councilman Tucker recalled Mr. Chrobot and representatives of the United Ironbound Residents Association raised this point at a prior meeting with Councilman Martinez and him. He raised the question and Board of Adjustment Secretary Rossi replied T.D.S. Corporation was supposed to move out April 1. Councilman Tucker indicated under "Motions" he would move to authorize the Council Investigating Committee to investigate all the developments dealing with the junk yard at 2 Brill Street, and specifically request a written report from Board of Adjustment Secretary Rossi and Business Administrator Buck as to why the violation of the Zoning Ordinance is allowed to continue for more than ninety days at this location.



April 18, 1979

6-HC-e.            MR. THOMAS OLOHAN, 102 BRILL STREET, NEWARK, NEW JERSEY, questioned why the junk yard at 2 Brill Street is allowed to continue its operation illegally.

The following Ironbound residents addressed the Municipal Council regarding conditions in the Ironbound area. They complained about lack of police protection, senior citizens housing and recreational facilities, dangerous buildings which should be demolished, fires, flooding and sewer problems.

6-HC-f.            MR. WILLIAM J. MONTFERRET, 99 BRILL STREET, NEWARK, NEW JERSEY.  
6-HC-g.            MS. LORETTA MANNION, 30 OXFORD STREET, NEWARK, NEW JERSEY.  
6-HC-h.            MR. HENRY LEVANDOSKI, 110 FLEMING AVENUE, NEWARK, NEW JERSEY.  
6-HC-i.            MR. JOHN PEZAREWSKI, 107 BRILL STREET, NEWARK, NEW JERSEY.  
6-HC-j.            MR. VICTOR DeLUCA, 38 MAIN STREET, NEWARK, NEW JERSEY.  
6-HC-k.            MS. MARY ZAK, 48 READ STREET, NEWARK, NEW JERSEY.  
6-HC-l.            MS. HELEN TOMAN, 108 BRILL STREET, NEWARK, NEW JERSEY.  
6-HC-m.            MR. GEORGE FERREIRA, 133 BRILL STREET, NEWARK, NEW JERSEY.  
6-HC-n.            MS. MABLE RICHARDSON, 2 HAWKINS COURT, NEWARK, NEW JERSEY, representing Senior Citizens.  
6-HC-o.            MRS. PAT DANIELAK, 23 HAWKINS STREET, NEWARK, NEW JERSEY.  
6-HC-p.            MS. GWEN PERKINS, 12 RIVERVIEW COURT, NEWARK, NEW JERSEY.

(Councilman Carrino arrived at 10:20 P. M.)

Councilman Martinez related the Federal Government awarded \$1 million for demolition. The Mayor, several other persons and he are trying to give support for demolition, commercial and industrial development, senior citizens housing, involving about \$20 million construction in the area. They are going to have a community meeting to discuss neighborhood problems. The Federal Government rejected Senior Citizens Housing because of the Ballantine mess. Councilman Tucker and he went back to the Federal Government several months ago and showed efforts are being made in the area. It is a three way street. Councilman Martinez indicated the Ironbound Recreational Center has been functioning very well.

Councilman James said he has listened to the heartfelt complaints voiced by the Ironbound residents. They must understand how the government functions. The Municipal Council represents the legislative branch of government and the Administration runs the City on day to day basis. When people talk about police protection, sewers, housing, etc., they gather the information and forward it to the Administration. Councilman James suggested the representatives meet with the Mayor, Business

April 18, 1979

Administrator, Police Director and Engineering Director and then if those administrators fail to abate that problem, then the Council will call that administrator in to find out why the problem was not abated. If they fail to deliver services, this Council has the right to bring charges, investigate and if necessary fire individuals. First they must go to the Administration and then this Council will be in a position to evaluate.

Mr. Levandoski commented they have done all that and he will submit copies of letters tomorrow morning.

Councilman James related they had a similar demolition problem on Randolph Place in the South Ward. It should be understood that Board of Adjustment Secretary Rossi is not the enforcing agent. The Board of Adjustment makes an inspection and reports violations. The Council would like to have Engineering Director Zach respond to the flooding problem. The Council has been fighting the problem of abandoned buildings. It is a fiscal problem and it is a manpower problem.

A motion to permit Mr. Frank Hutchins to address the Municipal Council under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-HC-q.

MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding the Rent Control Ordinance. He said for years they have been meeting with tenants and landlord groups. They considered amendment because of increase in fuel. They worked at a disadvantage because they started to talk of the energy crisis which began sometime ago and he brought an expert to tell the property owners how they could get Federal money to improve the kind of services they are giving to tenants so that they might conserve oil. They were rude, disrespected the chair, disallowed the expert to talk and said the conversation was of no importance to the City of Newark. The gentleman said he was talking about urban areas, including Newark, but no one wanted to hear that. They presented their book put out by the Property Owners Association. The lawyer for the Property Owners Association said it has no relevance whatsoever, so all that was lost, because the whole idea, from the beginning, was that they were going to get a windfall and the tenants will have to pay for it. There are bad tenants and there are bad landlords. There is a hardship clause in the Rent Control Ordinance.

Mr. Hutchins asked why Newark is the first place where a surcharge amendment is being presented. He indicated they are ready to resist it because the tenants cannot afford this rent control amendment. The tenants are having a hardship.

April 18, 1979

1334

(Councilwoman Villani arrived at 10:45 P. M.)

Councilman James felt Mr. Hutchins has been an objective person. His concern has been for both the tenant and the landlord. Councilman James asked if Mr. Hutchins is suggesting because the matter he is speaking on is going to be deferred and further studied, that for the City of Newark there is no need for the surcharge amendment as being proposed, and that Mr. Hutchins is of the professional opinion that the existing appeal measure would serve to deal with the energy crisis.

Mr. Hutchins replied in the affirmative.

Councilman James asked Mr. Hutchins if he agreed with the Council that the price of oil is not controlled by the United States but OPEC would be a better indicator what the price of oil would be in the United States.

Mr. Hutchins replied in the affirmative.

Councilman James agreed with Mr. Hutchins. He recalled paying 16¢ for a gallon of oil; it is now 60¢ to 80¢. Councilman James said he was accepting Mr. Hutchins' recommendation that he is of the opinion that the existing ordinance is fair enough as opposed to the surcharge.

Councilman Tucker said he had occasion to sit through those meetings, and he was there when the energy person made his representation. At that time, he got a copy of the book and he knows the recommendations. He does not believe that his recommendation was the panacea to deal with rent control, because clearly it is not, but he does believe they have to look directly into the matter. Councilman Tucker said he had the opportunity to review the hardship clause within it. The point Mr. Hutchins is raising has validity, but he also knows some of the aspects of the hardship clause does not consider any kind of consideration what they call fair return on an investment. Councilman Tucker opined that is what they have to look into. He is not of the opinion that they should dismiss the surcharge and not of the opinion that they should say the hardship clause is the answer. He intends to look more closely at the hardship clause and the surcharge in comparison to the increase in oil cost. Councilman Tucker said he wants to be very fair, frank and open and he is not of the opinion that it is just a tenant's gain or that it is just a landlord's gain. He wants to make sure that he looks at every particular factor in regard to the hardship increase, the same as he looks at every particular factor regarding the surcharge that is being recommended. It is important that everyone be objective in that regard.

Mr. Hutchins noted the New Jersey Supreme Court has mandated that fair and reasonable rate of return must be addressed by every Rent Control Board. He thinks

April 18, 1979

litigation from 469 Elizabeth Avenue is coming down from Judge Yanoff's court that will address that and he thinks the problem will be resolved by the end of this month.

Councilman Tucker said many points have been raised by the United Ironbound residents. He indicated some of the concerns regarding demolition do not deal with demolition of municipally owned property. They basically deal with demolition of Balco properties which are privately owned, and stipulations, if there are stipulations, which are going to be included in UDAG grant application.

Councilman Tucker continued on the question of police protection in Hyatt Court and F.D.R. Housing Projects, the Council met last week with Business Administrator Buck, Newark Housing Authority Acting Executive Director Hill and Police Director Williams, which meeting was prompted by situation which took place in the Central Ward, and also an opportunity the City will have in September to try to maximize the Federal dollar. A plan has been submitted by the Council to the Business Administrator, tentatively agreed to by Business Administrator Buck, Police Director Williams and CETA Director, to hire CETA personnel, not to walk and carry sticks around the housing projects, but it has been recommended to hire 140 people who would be trained at the Police Academy and licensed as special police to work in public housing. At the pre-meeting conference yesterday, Newark Housing Authority representative indicated that plan would be submitted and the Business Administrator concurred in the recommendation. Councilman Tucker added he does not know what the impact would be on Hyatt Court and F.D.R. Housing Projects. The structure of the program is going to attempt to resolve the matter.

Councilman Tucker indicated he would move under "Motions" requesting a written report from Board of Adjustment Secretary Rossi as to why the junk yard at 2 Brill Street is allowed to continue in operation for more than ninety days in apparent violation of the City's Zoning Ordinance. He is of the opinion the whole matter should be investigated and he hopes the Council Investigating Committee will investigate that whole issue. Councilman Tucker continued regarding the Balco matter, the Council is aware that over \$1 million will be submitted to the City under the UDAG grant application and they can realistically address the question of demolition. How, when, where and exactly when he does not know. He does know the UDAG application has been approved and he is aware that the Council has to adopt a resolution to accept those funds. Councilman Tucker opined they can impose the wishes of the general community regarding the whole question of demolition, because the City is not going to demolish that building out of the City's taxpayers' money. The Council is going to try to do their best on all points raised by the United Ironbound residents.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council April 3, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The Council directed the City Clerk to request Newark Parking Authority Executive Director to supply them with quarterly reports indicating revenue and expenses with reference to Newark Parking Authority operations on a project-by-project basis.

Councilman Tucker requested that a copy of article appearing in the April 9, 1979 ICMA Newsletter with reference to the present Executive Director of the Newark Parking Authority be forwarded to Members of the Municipal Council and to Business Administrator Buck for his comments thereon.

7-R-b. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PORTERHOUSE MAINTENANCE, 904 ELLIS PARKWAY, EDISON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROVIDING MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE OPERATION FOR 605, 786 AND 972 BROAD STREET AND 11 HILL STREET, IN ACCORDANCE WITH BID SPECIFICATIONS, FOR TOTAL SUM NOT TO EXCEED \$231,624.; FUNDS HAVE BEEN REQUESTED IN 1979 BUDGET OF OFFICE OF CITY-OWNED SURPLUS PROPERTY. (\$88,536.-605 BROAD STREET; \$77,088.- 786 BROAD STREET; \$35,700.-972 BROAD STREET AND \$30,300.-11 HILL STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 18, 1979

7-R-c. RESOLUTION PROHIBITING LEFT-TURN NORTHBOUND ON BROOKDALE AVENUE TO WESTBOUND ON SOUTH ORANGE AVENUE, 7 A. M. TO 9 A. M. AND 4 P. M. TO 6 P. M., MONDAY THROUGH FRIDAY, FOR PERIOD OF NINETY DAYS FROM DATE OF APPROVAL BY STATE DEPARTMENT OF TRANSPORTATION; PURSUANT TO SECTION 39:4-197.3 OF TITLE 39 OF REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM (GRANT NO. 02-H-000,232-08-0), \$62,500.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION DESIGNATING THE WEEK OF MAY 28 THROUGH JUNE 3, 1979, "VIETNAM VETERANS' WEEK."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION SUPPORTING THE EFFORTS OF THE ROSEVILLE COALITION IN SUBMITTING A PROPOSAL TO THE DIVISION OF ECONOMIC DEVELOPMENT OF THE NEW JERSEY STATE DEPARTMENT OF LABOR AND INDUSTRY FOR THE PURPOSE OF OBTAINING FUNDS TO INITIATE A MARKET STUDY RELATING TO THE COALITION'S ORANGE STREET REDEVELOPMENT PROJECT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, AT PUBLIC AUCTION, SATURDAY, APRIL 28, 1979, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; AND TO DEPOSIT ALL FUNDS RECEIVED FROM AUCTION SALE IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979. (DEREK AKRIDGE, DANIEL YUROW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ANTOINETTE CIACCIA, ET ALS, PROPERTY 82-94 HALSTED STREET, BLOCK 4203, LOTS 39, 40 AND 42, FOR NOMINAL CONSIDERATION OF \$1.00, CONFIRMATORY OF TITLE ACQUIRED BY CITY BY VIRTUE OF IN REM TAX FORECLOSURE ACTION IN SUPERIOR COURT OF NEW JERSEY, DOCKET NO. F-6335-75.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 400 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 786 BROAD STREET, SUITE 1601, BLOCK 146, LOT 48, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT A MINIMAL RENTAL OF TWO THOUSAND ONE HUNDRED DOLLARS (\$2,100.00) PER ONE (1) YEAR PURSUANT TO N.J.S.A. 40A:12-14(a) (RAFAEL PRADO)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 18, 1979

7-R-k.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 535 SQUARE FEET OF COMMERCIAL FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 11 HILL STREET, SUITE 103, BLOCK 93, LOT 44, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT A MINIMAL RENTAL OF THREE THOUSAND NINE HUNDRED FIVE DOLLARS AND FIFTY-TWO CENTS (\$3,905.52) PER YEAR PURSUANT TO N.J.S.A. 40A:12-14(a). (WESTLEY WEAVER (DELI SHOP))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AMENDING RESOLUTION 7-R-c, NOVEMBER 1, 1978, AUTHORIZING PAYMENT OF \$1,150. TO HELEN HALL SMITH FOR DAMAGES SUSTAINED TO HER HOUSE LOCATED AT 43 SUMMER PLACE, NEWARK, PARAGRAPH 1, TO PROVIDE THAT DIRECTOR OF FINANCE ISSUE AND DELIVER CHECK IN SUM OF \$1,150. PAYABLE TO ESTATE OF HELEN HALL SMITH AND ANTHONY W. SMITH, ADMINISTRATOR OF THE ESTATE; FURTHER, NO CHECK IS TO BE ISSUED BY DIRECTOR OF FINANCE UNTIL ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL HAVE BEEN RECEIVED BY HIM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$600. PAYABLE TO MR. MALCOLM R. DUNN AND HIS ATTORNEY ABRAHAM M. PENZER, ESQUIRE, 1203 MADISON AVENUE, LAKEWOOD, NEW JERSEY, IN FULL AND TOTAL SETTLEMENT OF CLAIM FOR DAMAGE TO MR. DUNN'S VEHICLE WHEN CITY SANITATION TRUCK SLID INTO HIS VEHICLE ON OR ABOUT FEBRUARY 13, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM MR. ALEXANDER G. STOTHOFF AND HIS ATTORNEYS IN AMOUNT OF \$506.20 AS WELL AS PAYMENT FROM MR. EDWARD E. CADMUS, JR. AND HIS ATTORNEYS IN AMOUNT OF \$509.55; VEHICLE DRIVEN BY ALEXANDER G. STOTHOFF AND VEHICLE DRIVEN BY EDWARD E. CADMUS, JR. WERE INVOLVED IN AUTOMOBILE ACCIDENT AT ORANGE AND FIRST STREETS, NEWARK, AND AS RESULT OF THIS ACCIDENT VEHICLE DRIVEN BY ALEXANDER G. STOTHOFF COLLIDED WITH TRAFFIC SIGNAL EQUIPMENT, LOCATED ON SOUTHWEST CORNER OF INTERSECTION OF SAID FIRST AND ORANGE STREETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$166.67 TO CENTRAL RAILROAD COMPANY OF NEW JERSEY AND MILTON, KEANE & BRADY, ESQS., ITS ATTORNEYS, 40 JOURNAL SQUARE, JERSEY CITY, UPON RECEIPT OF A GENERAL RELEASE AND STIPULATION OF DISMISSAL, IN SETTLEMENT OF CITY'S WORKERS' COMPENSATION LIEN AS WELL AS INDEMNIFICATION OF CENTRAL RAILROAD OF NEW JERSEY PURSUANT TO PRIVATE ROAD CROSSING AGREEMENT, JUNE 15, 1970, FOR INJURIES RECEIVED BY EDORIS HEAD WHEN CITY SANITATION TRUCK COLLIDED WITH A CENTRAL RAILROAD OF NEW JERSEY TRAIN AT PRIVATE ROAD CROSSING AT FOOT OF DELANCY STREET, NEWARK ON OCTOBER 16, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$1,400. TO CENTRAL RAILROAD COMPANY OF NEW JERSEY AND MILTON, KEANE & BRADY, ESQS., ITS ATTORNEYS, 40 JOURNAL SQUARE, JERSEY CITY, UPON RECEIPT OF A GENERAL RELEASE AND STIPULATION OF DISMISSAL, IN SETTLEMENT OF CITY'S WORKERS' COMPENSATION LIEN AS WELL AS INDEMNIFICATION OF CENTRAL RAILROAD OF NEW JERSEY PURSUANT TO PRIVATE ROAD CROSSING AGREEMENT, JUNE 15, 1970, FOR INJURIES RECEIVED BY BEN SELBY WHEN CITY SANITATION TRUCK COLLIDED WITH A CENTRAL RAILROAD OF NEW JERSEY TRAIN AT PRIVATE ROAD CROSSING AT FOOT OF DELANCY STREET, NEWARK ON OCTOBER 16, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

April 18, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK MADE PAYABLE TO  
"LORETTA BROOKS CORE AND RUDOLPH CORE, HER HUSBAND, AND ROBERT BRUH'N, ESQUIRE" IN AMOUNT  
OF \$4,000., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN  
SETTLEMENT OF CLAIM FOR SEVERE PERSONAL INJURIES RECEIVED BY LORETTA BROOKS CORE WHEN  
SHE FELL ON SIDEWALK LOCATED AT 1010 BROAD STREET, NEWARK, ON FEBRUARY 23, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK MADE PAYABLE TO  
"LILLIE THOMAS, REGINALD THOMAS AND THEIR ATTORNEY, MILTON MALKIN, ESQUIRE" IN AMOUNT OF  
\$1,500., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN  
SETTLEMENT OF CLAIM FOR PERSONAL INJURIES SUFFERED BY LILLIE THOMAS WHEN SHE FELL ON  
BROAD STREET, NEWARK, ON OCTOBER 17, 1974, ALLEGING AREA OF HER FALL WAS IN DANGEROUS  
AND DEFECTIVE CONDITION AT THAT TIME.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE REFUND CHECK FROM "BUDGET  
OPERATIONS" (ACCOUNT NO. 39-99-01-201) FOR SUM OF \$480. TO KENNETH A. JOSEPH, ACTING TAX  
COLLECTOR AND CORNELIA HART, WHICH AMOUNT SHALL BE APPLIED TO TAX ARREARAGES ON BLOCK  
316, LOT 33, 644 SOUTH 13TH STREET, NEWARK; CORNELIA HART OBTAINED "ORDER TO VACATE"  
FORECLOSURE JUDGEMENT ENTERED SEPTEMBER 18, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 18, 1979

7-R-t.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT AN APPLICATION TO, AND ACCEPT FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION (LEAA) FOR A TECHNICAL ASSISTANCE GRANT IN THE AMOUNT OF \$25,000. UNDER THE OMNIBUS CRIME CONTROL AND SAFE STREETS ACT OF 1968. (NO EXPENDITURE OF CITY FUNDS AS A MATCHING SHARE REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION RATIFYING CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR PERIOD SEPTEMBER 1, 1978 TO APRIL 18, 1979 (RESOLUTION 7-R-e, OCTOBER 4, 1978); AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO EXECUTE CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR FULL PERIOD TERMINATING AUGUST 31, 1979, FOR PURPOSE OF IMPLEMENTING "HOUSING SPECIAL PATROL OFFICERS PROJECT" (RESOLUTION 7-R-bd, JULY 12, 1978) (FEDERAL-\$61,037., STATE BUY-IN-\$3,390., TOTAL-\$64,427.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND VENEREAL DISEASE SERVICE ORGANIZATION, FOR IMPLEMENTATION OF A VENEREAL DISEASE EDUCATION PROGRAM, FOR PERIOD JULY 1, 1978 TO APRIL 18, 1979; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH VENEREAL DISEASE SERVICE ORGANIZATION, FOR IMPLEMENTATION OF A VENEREAL DISEASE EDUCATION PROGRAM, FOR PERIOD APRIL 19, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$8,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 18, 1979

7-R-w.                    RESOLUTION SUPPORTING EFFORTS OF DEPARTMENT OF HEALTH AND WELFARE TO OBTAIN AVAILABLE FUNDS TO DEFRAY COST OF PROVIDING FREE MEALS FOR NEWARK CHILDREN WHO HAVE UNMET NUTRITIONAL NEEDS; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO THE NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR FUNDS IN SUM OF \$1,071,477. IN ORDER TO IMPLEMENT 1979 SUMMER FOOD PROGRAM. (NO MATCH REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.                    RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 1,200 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, ROOMS 400, 401, 402, 403, BLOCK 18, LOTS 27, 28, NEWARK, NEW JERSEY, FOR A THREE (3) YEAR TERM AT A MINIMAL RENTAL OF FOURTEEN THOUSAND FOUR HUNDRED DOLLARS (\$14,400.) PER THREE (3) YEARS, PURSUANT TO N.J.S.A. 40A:12-14 (a). (UNITED LABOR AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.                    RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENT AGREEMENTS WITH PROPERTY OWNERS, INDICATED ON ANNEXED LIST FOR INDICATED AMOUNTS, CONDITION UPON PROMPT PAYMENT OF ALL INSTALLMENT PAYMENTS ON DUE DATES; PURSUANT TO N.J.S.A. 54:5-65.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE, WITHOUT PAY, TO BETTYE INGRAM, PUBLIC HEALTH NURSE SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING MARCH 18, 1979 AND ENDING SEPTEMBER 18, 1979. (SCHOOL - MASTER OF SCIENCE DEGREE IN NURSING - FIRST LEAVE BEGAN SEPTEMBER 18, 1978.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE, WITHOUT PAY, TO ROBERT MARTUCCI, LICENSE INSPECTOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF TAXICABS, FOR PERIOD BEGINNING MARCH 1, 1979 AND ENDING AUGUST 31, 1979. (MEDICAL - FIRST LEAVE BEGAN SEPTEMBER 1, 1976)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.                    RESOLUTION AUTHORIZING THE SUPERINTENDENT OF WEIGHTS AND MEASURES TO APPOINT ONE OF HIS ASSISTANT SUPERINTENDENTS AS DEPUTY SUPERINTENDENT UNTIL SUPERINTENDENT RETURNS TO HIS DUTIES, PURSUANT TO N.J.S.A. 51:1-45.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Corporation Counsel Perillo and Health and Welfare Director Morgan met with the Council April 17, 1979)

Councilman Carrino remarked it seems there are no Assistant Superintendents and since Assistant Superintendent is a Civil Service position, he assumes they are going to take back the Assistant Superintendents who were laid off.

The City Clerk noted this resolution permits the Superintendent of Weights and Measures to exercise his rights under the statute.

Councilman James expressed concern that there are existing violations in the City of Newark which an Inspector had already inspected and in order to carry out the law, they must have a Deputy Superintendent of Weights and Measures. He asked if they are saying they are going to fail to adhere to the recommendation of the Director of Health and Welfare.

The City Clerk pointed out the Council does not have the authority to make the appointment. The Law Department has decided in Paragraph 2 of the resolution, "The

April 18, 1979

Municipal Council of the City of Newark hereby authorizes the Superintendent to appoint one of his Assistant Superintendents as Deputy Superintendent." The statute says all the Council can do is authorize the Superintendent of Weights and Measures to make the appointment.

Councilman Carrino asserted the Superintendent cannot name Mr. Falco because he is an Inspector, and he cannot serve as Deputy Superintendent because he has never served as an Assistant Superintendent.

Councilman James stated the Superintendent is incapacitated indefinitely. The City has no Assistant Superintendent. Councilman James asked if his colleague is saying the Bureau of Weights and Measures cannot function.

Councilman Carrino responded it is very simple. If the Superintendent is incapacitated, it is mandated that the City have appointed a Deputy Superintendent. That is the only reason the Law Department changed the resolution.

A motion to defer action on this resolution and request the Corporation Counsel to submit a legal opinion on this matter was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Grant.

7-R-bc. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DRAFT A CHECK IN AMOUNT OF \$2,350. PAYABLE TO HEALTH EXAMINETICS, INC. AND ITS ATTORNEY, JEFFREY L. REINER, ESQ. OF FIRM OF MEYERS & LANDIS, ESQS., GATEWAY ONE, NEWARK, UPON RECEIPT OF STIPULATION OF DISMISSAL AND GENERAL RELEASE EXECUTED BY HEALTH EXAMINETICS, INC. IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT OF CLAIM FOR DELAYED PAYMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council April 17, 1979)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

Not Voting: Councilman Tucker

7-R-bd.                    RESOLUTION ACCEPTING BID OF EVON INDUSTRIES FOR PURCHASE OF CITY-OWNED PROPERTY  
KNOWN AS 179½ -183 PENNSYLVANIA AVENUE, BLOCK 2789, LOTS 40, 41 AND 42, AND 1249-1251  
BROAD STREET, BLOCK 2789, LOT 6, NEWARK, NEW JERSEY, FOR \$6,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Grant.

7-R-be.                    RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE A GENERAL RELEASE IN  
FAVOR OF DEFENDANTS ESSEX LINOLEUM & CARPET COMPANY, INC., AND RICHARD COSTABILE AND  
STIPULATE TO DISMISSAL OF SAID ACTION AND TO ACCEPT CHECK IN AMOUNT OF \$87.50 PAYABLE TO  
CITY OF NEWARK, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO CITY POLICE VEHICLE INVOLVED  
IN INTERSECTION ACCIDENT WITH VEHICLE OWNED BY ESSEX LINOLEUM & CARPET COMPANY, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

Absent During Roll Call: Councilman Grant.

7-R-bf.                    RESOLUTION APPROVING REJECTION OF ALL BIDS RECEIVED BY DIRECTOR OF ENGINEERING  
ON NOVEMBER 27, 1978, AND AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH  
CERAMI CONSTRUCTION COMPANY, 15 RAYMOND STREET, BELLEVILLE, FOR GENERAL CONSTRUCTION,  
FOR TOTAL OF \$1,914,694.: CONTRACT WITH FECHTNER PLUMBING AND HEATING COMPANY, INC., 681  
CHESTNUT STREET, UNION, FOR PLUMBING, FOR TOTAL OF \$229,712. AND CONTRACT WITH TORE  
ELECTRIC, 610 - 15TH AVENUE, NEWARK, FOR ELECTRICAL WORK, FOR TOTAL OF \$385,000.  
(CONTRACT NO. 78-35R, NEWARK HEALTH SERVICES CENTER); FURTHER AUTHORIZING DIRECTOR OF  
ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET  
AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED BY U. S. DEPARTMENT OF  
COMMERCE ECONOMIC DEVELOPMENT AGENCY LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT  
PROGRAM OF 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council April 17, 1979)

The City Clerk presented letter dated April 18, 1979 from Engineering Director Zach outlining the sequence of events in regard to finalizing the award of all bids for

April 18, 1979

the Newark Health Services Building. Engineering Director Zach requested the Council adopt this resolution. The Administration will prepare and submit appropriate legislation, for the May 2, 1979 meeting, setting forth the additional funds for this project.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION ACCEPTING A BID OF \$4,200. PER YEAR, PLUS TAXES FROM MARIE WILLIAMS, FOR LEASE OF A ONE FAMILY HOUSE AT 48 NEW CITY ROAD, WEST MILFORD, NEW JERSEY LOCATED ON BLOCK 584, LCT 1 ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD; AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT ALL PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, TO CONTRIBUTE TO SAID NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, 25% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT NINE NEWARK CENTERS (TRI-CITIES, 675 SOUTH 19TH STREET, \$21,937.50; ST. JOSEPH'S, 221 WEST MARKET STREET, \$14,625.; NORTH WARD, 346 MT. PROSPECT AVENUE, \$27,675.; NEW HOPE, 111-119 SUSSEX AVENUE, \$29,250.; KING MEMORIAL, 224 WEST KINNEY STREET, \$17,550.; TO SAULT, 167 SOUTH 6TH STREET, \$24,375.; IRONBOUND, 146 WILSON AVENUE, \$29,250.; BABYLAND, 755 SOUTH ORANGE AVENUE, \$56,511.; CHEN, 600 BROAD STREET, \$20,242.; NET DONATION-\$241,415.50) PROVIDED STATE OF NEW JERSEY ADD REMAINING 75% OF SAID COST AND CONTRIBUTE ENTIRE AMOUNT TO THESE CENTERS, AT RATE OF \$50. PER CHILD PER WEEK, FOR PERIOD JUNE 1, 1979 TO MAY 31, 1980. (MAXIMUM AMOUNT TO BE PAID IS \$248,881.96 WHICH IS BEING DERIVED FROM 1974 HOUSING AND DEVELOPMENT ACT FUNDS, YEAR V, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-bi.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, TO CONTRIBUTE TO SAID NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, 25% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT NINE NEWARK CENTERS (NEWARK DAY CARE COUNCIL, 517 SPRINGFIELD AVENUE, \$92,625.; ST. ANN'S, 276 SOUTH 7TH STREET, \$34,125.; UNITED FAMILIES, 75 PARK AVENUE, \$29,250.; HOUSE OF PRAYER, 407 NORTH BROAD STREET, \$14,625.; BESSIE SMITH, 90 PEDDIE STREET, \$29,250.; NEW DAWN, 282 PESHINE AVENUE, \$21,937.50; URBAN LEAGUE, 508 CENTRAL AVENUE, \$16,575.; HELPING HAND, 201 BERGEN STREET, \$58,893.75; SHERMAN AVENUE, 176 CLINTON AVENUE, \$29,250.; NET DONATION-\$326,471.25) PROVIDED STATE OF NEW JERSEY ADD REMAINING 75% OF SAID COST AND CONTRIBUTE ENTIRE AMOUNT TO THESE CENTERS, AT RATE OF \$50. PER CHILD PER WEEK, FOR PERIOD JUNE 1, 1979 TO MAY 31, 1980. (MAXIMUM AMOUNT TO BE PAID IS \$336,630.15 WHICH IS BEING DERIVED FROM 1979 MUNICIPAL OPERATING BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-gg, JANUARY 3, 1979, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT A GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, IN SUM OF \$1,355,200. FOR IMPLEMENTATION OF W.I.C. PROGRAM, FOR PERIOD OCTOBER 1, 1978 TO SEPTEMBER 30, 1979, PARAGRAPH 5, BY CHANGING AMOUNT TO \$1,663,200.; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH NEW JERSEY DEPARTMENT OF HEALTH, FOR FUNDS TO IMPLEMENT W.I.C. PROGRAM FOR PERIOD OCTOBER 1, 1978 TO SEPTEMBER 30, 1979, IN SUM OF \$1,663,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 18, 1979

7-R-bk.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH VENDCO VENDING, 378 SCHUYLER AVENUE, KEARNY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE MEALS FOR SPECIAL WINTER FOOD SERVICE PROGRAM FOR CHILDREN (SUNUP), IN ACCORDANCE WITH THEIR BID SPECIFICATIONS SUBMITTED JANUARY 9, 1979; AMOUNT PAYABLE SHALL BE DERIVED FROM GRANT RECEIVED FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION (RESOLUTION 7-R-v, DECEMBER 20, 1978) IN TOTAL AMOUNT OF \$326,360. TO IMPLEMENT NEWARK WINTER FOOD PROGRAM FOR CHILDREN, FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979 INCLUSIVE. (PROGRAM INCLUDES DELIVERED LUNCHES @ .79378 EACH, BREAKFAST @ .3990 EACH, AM/PM SNACKS @.20 EACH, AND HOT DINNERS @ .85 EACH: AMOUNT TO BE EXPENDED SHALL NOT EXCEED \$284,742.24)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION RESCINDING RESOLUTION NO. 7-R-z, SEPTEMBER 20, 1978 AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER #1 - ADJUSTMENT OF OIL FILLER CAPS WITH GALLO-CONRO, JOINT VENTURE, IN AMOUNT NOT TO EXCEED \$6,800.; AND AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER #2 - CONSTRUCTION OF HOUSE DRAINS REPLACEMENT AND ADJUSTMENT OF OIL FILLER CAPS, AND REPLACEMENT AND ADJUSTMENT OF WATER SERVICE CURB BOXES WITH GALLO-CONRO, JOINT VENTURE, IN AN AMOUNT NOT TO EXCEED \$12,906.; ORIGINAL CONTRACT AUTHORIZED BY RESOLUTION 7-R-sa, MARCH 25, 1977, CONSTRUCTION OF CURBS, SIDEWALKS AND RESURFACING OF VARIOUS STREETS. (FUNDS PROVIDED FOR BY GRANT FROM UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION UNDER LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTIGATION ACT OF 1976 (P.L. 94-396)) (NO ADDITIONAL FUNDS REQUIRED THAN PROVIDED UNDER RESOLUTION 7-R-sa, MARCH 25, 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION DESIGNATING THE WEEK OF APRIL 15 - 21, 1979 AS "ETHNIC HERITAGE WEEK" IN THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this matter, see Pages 6 and 7 in the minutes of this meeting)

7-R-bn.                    RESOLUTION DESIGNATING APRIL 19, 1979, AS "STELLA WRIGHT SENIOR CITIZENS' DAY"  
IN HONOR AND RECOGNITION OF THE ACCOMPLISHMENTS OF THESE FINE CITIZENS OF THE CITY OF  
NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-  
SECTION IN 1979 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, NUTRITION PROJECT FOR THE  
ELDERLY (GRANT #78403), \$73,014.19; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF  
COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.                    RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A  
CONTRACT WITH WALTER K. FRYE, CERTIFIED PUBLIC ACCOUNTANT, 24 COMMERCE STREET, NEWARK,  
TO PERFORM FINAL AUDITS OF PROJECTS DESIGNATED RECONSTRUCTION OF STREETS AND SIDEWALKS-  
\$3,000. AND CONSTRUCTION OF STREETS AND SIDEWALKS-\$2,000., TOTAL-\$5,000.; TO BE PAID  
FROM AUDIT LINE IN LOCAL PUBLIC WORKS GRANT. (CONTRACT AWARDED WITHOUT COMPETITIVE  
BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution with the stipulation in the resolution that no payment shall be made on this contract until such time as completed copies of these audits are filed in the Office of the City Clerk, was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.                    RESOLUTION CELEBRATING FRIDAY, APRIL 27, 1979 AS ARBOR DAY IN THE CITY OF  
NEWARK AND RECOGNIZING THE WORK OF CARL BANNWART, THE FIRST NEWARK CITY FORESTER.

(Copy of resolution submitted to each Member of the Council)

April 18, 1979

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION EXPRESSING THE DEEP SORROW OF THE NEWARK MUNICIPAL COUNCIL AND THE OFFICE OF THE CITY CLERK UPON THE TRAGIC AND UNTIMELY DEATHS OF THE CARMINE VENDETTI FAMILY; BETTY LOU VENDETTI WAS A TALENTED AND DILIGENT EMPLOYEE OF THE OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL WHOSE WARM PERSONALITY AND FINE WORK WILL BE SADLY MISSED, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

At the request of President Harris, the audience arose for a minute of silence.

7-M-b. A MOTION RECOGNIZING THAT THE OUTSTANDING DEBT OF THE VINDICATE SOCIETY FOR THE RENTAL OF PREMISES AT 605 BROAD STREET WILL BE SATISFIED BY PAYMENT OF \$10,000. ON JUNE 1, 1979 AND \$7,000. ON JULY 1, 1979; IN VIEW OF THE ABOVE, THE CORPORATION COUNSEL IS URGED TO STAY THE EXECUTION OF THE WARRANT FOR THE POSSESSION OF THE AFORESAID PREMISES AND TO RESOLVE ANY OUTSTANDING DIFFERENCES, THERE BEING NO INTENTION BY THIS ACTION TO FORGIVE OR RELIEVE VINDICATE SOCIETY OF ANY PART OF ITS INDEBTEDNESS, was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION DIRECTING THE CITY CLERK TO REQUEST AN IMMEDIATE REPLY FROM BOARD OF ADJUSTMENT SECRETARY ROCCO J. ROSSI WITH RESPECT TO QUESTIONS RAISED BY MR. CZESLAUS J. CHROBOT WITH REFERENCE TO T.D.S. CORPORATION OF 2 BRILL STREET, NEWARK; IN PARTICULAR, THE COUNCIL REQUESTS A WRITTEN REPORT AS TO WHY THE JUNK YARD AT THIS SITE IS ALLOWED TO CONTINUE IN OPERATION FOR MORE THAN NINETY DAYS IN APPARENT VIOLATION OF THE CITY'S ZONING ORDINANCE, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d.            A MOTION DIRECTING THE CITY CLERK TO PREPARE THE REQUIRED ORDINANCE NAMING THE CITY PARK LOCATED AT CHANCELLOR AVENUE AND SCHLEY STREET "BRUCE BRANCH MEMORIAL PARK"  
was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.            A MOTION DIRECTING THE CITY CLERK TO REQUEST DIRECTOR OF RECREATION AND PARKS WASHINGTON AND EXECUTIVE SUPERINTENDENT OF SCHOOLS KITTRELS TO PROVIDE COUNCIL WITH A DETAILED PLAN INDICATING THOSE RECREATIONAL FACILITIES WHICH WILL BE OPERATIONAL FOR THE SUMMER OF 1979, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f.            A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CITY ADMINISTRATION TO HAVE PRESENT AT ALL FUTURE MUNICIPAL COUNCIL MEETINGS KNOWLEDGEABLE REPRESENTATIVES FROM ALL CITY DEPARTMENTS AND FROM THE OFFICE OF CONSUMER ACTION TO RECEIVE AND ACT ON COMPLAINTS AND CONCERNS OF CITIZENS OF OUR CITY, was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-g.            A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH POLICE DIRECTOR WILLIAMS AND BUDGET OFFICER BANKER TO QUERY WHETHER OR NOT AN ABSENT SCHOOL CROSSING GUARD CAN BE REPLACED ON A PER DIEM OR OTHER TEMPORARY BASIS WITH A SUBSTITUTE GUARD, USING AVAILABLE FUNDS; WHILE COUNCIL'S CONCERN IS FOR ALL SCHOOL CHILDREN IN NEWARK, THEY ARE PARTICULARLY CONCERNED THAT CHILDREN IN THE AREA OF CHAPEL STREET AND RAYMOND BOULEVARD, A HEAVY TRAFFIC AREA, ARE NOT RECEIVING THE NECESSARY CROSSING PROTECTION IN THE ABSENCE OF THE REGULAR GUARD, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

April 18, 1979

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 9, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 6, CHAPTER 1, ARTICLE 27 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK 1966."

(License and Registration Fees; Exemption for "Seeing Eye" Dogs)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 2, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 9, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 31-33 ESTHER STREET, BLOCK 2410, LOT 11, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 2, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 16, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR ORAL SURGEON, P.T., 6 HOURS PER WEEK)"

(Oral Surgeon, P.T.,  
6 hrs./wk.) \$8,599. - \$8,599.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 2, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION 8B ESTABLISHING A PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting clarification of various inconsistencies in the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966." (RENT DECREASES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting clarification of various inconsistencies in the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a & b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

April 18, 1979

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from March 28, 1979 to April 10, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Rose of Lima Church	7778 (Amended)
Carnevale-Spitz Chapter #3 DAV Auxiliary	7932
St. Francis Xavier Roman Catholic Church	7933
St. Lucy's Society	7934
St. Stanislaus Roman Catholic Church	7942

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church, Vailsburg	7931
Sacred Heart Cathedral School	7935
Immaculate Heart of Mary Church	7936
Saint Bridget's Church	7938
V.F.W. Post #9015 Ladies Auxiliary	7939
St. Michael's P.T.G.	7940
St. Michael's P.T.G.	7941

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

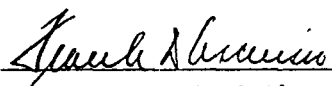
ADJOURNMENT.

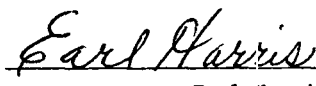
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 11:25 P. M.

APPROVED:

  
 Frank D'Ascensio  
 City Clerk

  
 Earl Harris  
 President



Newark, New Jersey, April 30, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Bottone arrived at 1:12 P. M.

Councilman Grant arrived at 1:15 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 26, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of a communication dated April 26, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, for Monday, April 30, 1979, at 11:00 A. M., or as soon thereafter as the Council can convene, in order to facilitate the submission of several Urban Development Action Grant (UDAG) applications; and to consider an extension of the Newark Housing Development and Rehabilitation Corporation contract to June 1, 1979.

(Councilman Bottone arrived at 1:12 P. M.)

#### RESOLUTIONS.

##### 7-R-a.

RESOLUTION SUPPORTING ANNUAL UP-DATE OF URBAN DEVELOPMENT POLICY/STRATEGY STATEMENT AND THE COMMUNITY ECONOMIC DEVELOPMENT THRUST OF CITY OF NEWARK; AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MPDO/CDA TO FILE APPLICATION FOR URBAN DEVELOPMENT APPLICATION GRANT IN AMOUNT OF \$8,385,194.; AUTHORIZING MAYOR TO MAKE ANY CHANGES IN THIS APPLICATION AS HE DEEMS NECESSARY AND IN BEST INTERESTS OF CITY OF NEWARK; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO AGREEMENT WITH AND TO ACCEPT, SUBJECT TO APPROVAL OF MUNICIPAL COUNCIL BY RESOLUTION, FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, AN URBAN DEVELOPMENT ACTION GRANT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1977.

April 30, 1979

April 30, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.                    RESOLUTION AMENDING RESOLUTION 7-R-b1, MAY 3, 1978, AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT WITH THE HOUSING DEVELOPMENT AND REHABILITATION CORPORATION TO CONTINUE HOUSING PRESERVATION AND STABILIZATION SERVICES, FROM MAY 1, 1979 TO JUNE 1, 1979; NO ADDITIONAL FUNDS REQUIRED. (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-15(1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

(Councilman Grant arrived at 1:15 P. M.)

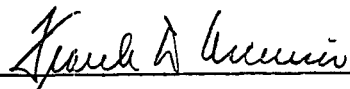
ADJOURNMENT.


12.                    A motion to adjourn this meeting was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:15 P. M.

APPROVED:

  
 \_\_\_\_\_  
 Frank D'Ascensio  
 \_\_\_\_\_  
 City Clerk

  
 \_\_\_\_\_  
 Earl Harris  
 \_\_\_\_\_  
 President

Newark, New Jersey, May 2, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Benjamin Piazza, St. Francis Xavier Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Johnson arrived 1:23 P. M.)

(Councilman Carrino arrived 1:38 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 24, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JANUARY 10, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD FEBRUARY 14, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Bottone and adopted by the following votes:

May 2, 1979

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-c. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF PASSAIC VALLEY  
SEWERAGE COMMISSIONERS, HELD JANUARY 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman James,  
seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-d. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF PASSAIC VALLEY  
SEWERAGE COMMISSIONERS, HELD FEBRUARY 14, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez,  
seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-e. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE  
OF THE MAYOR AND AGENCIES, FOR THE MONTHS OF JANUARY THROUGH MARCH, 1979.

A motion that the Report be received and placed on file was made by Councilman  
Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-f. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH  
AND WELFARE, FOR THE MONTH OF MARCH, 1979.

A motion that the Report be received and placed on file was made by Councilwoman  
Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-g. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY  
LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-J FOR PERIOD ENDING MARCH  
9, 1979; INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS FOR PERIODS END-  
ING MARCH 16, 1979 AND MARCH 23, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL  
PROJECTS R-6, R-121 AND HCDA-S, FOR PERIOD ENDING MARCH 30, 1979; INDICATING NO PROPERTY  
DEMOLITIONS FOR PERIODS ENDING MARCH 9, 1979 AND MARCH 16, 1979; LISTING PROPERTY

May 2, 1979

DEMOLITIONS FOR URBAN RENEWAL PROJECT R-58, FOR PERIOD ENDING MARCH 23, 1979 AND  
INDICATING NO PROPERTY DEMOLITIONS FOR PERIOD ENDING MARCH 30, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-h.           The City Clerk presented COPY OF MINUTES OF MEETING OF THE COMMISSIONERS OF  
THE PARKING AUTHORITY OF THE CITY OF NEWARK, HELD MARCH 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-i.           The City Clerk presented FINANCIAL STATEMENTS FOR THE CITY OF NEWARK, FOR THE  
THREE MONTHS ENDED MARCH 31, 1979, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED  
PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statement for three months ended by received and Staff study be made for report to the Council was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-j.           The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD MARCH 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-k.           The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD MARCH 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

May 2, 1979

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-1. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, TWO BRIDGES, HELD MARCH 21, 1979.

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE  
3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW  
JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR THE ERECTION  
OF VARIOUS TYPES OF ANTENNAE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion to defer action on this ordinance was made by President Harris,  
seconded by Councilman James and declared adopted by President Harris by the following  
votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND TITLE 6, CHAPTER 1, ARTICLE 27 OF THE  
REVISED ORDINANCES OF THE CITY OF NEWARK, 1966.

(License and Registration Fees; Exemption for "Seeing Eye" Dogs)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone,  
seconded by Councilwoman Villani and declared adopted by President Harris by the follow-  
ing votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

President Harris: The yeses are seven and the noes are none. This  
ordinance is declared adopted on first reading and the City Clerk is hereby authorized  
and directed to advertise said ordinance and give public notice of its introduction and  
passage on first reading as provided by law. This ordinance will come up for a public  
hearing and be considered for further action on May 16, 1979.

May 2, 1979

6-F-c.

The City Clerk presented AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 31-33 ESTHER STREET, BLOCK 2410, LOT 11, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b)(1). (\$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and direct the City Clerk to invite Acting Executive Director Hill, Newark Housing Authority to meet with the Council at their pre-meeting conference May 15, 1979 was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR ORAL SURGEON, P.T., 6 HOURS PER WEEK)

(Oral Surgeon, P.T., 6 Hours per week                      \$8,599. - \$8,599.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 16, 1979.

(Councilman Johnson arrived 1:23 P. M.)

6-F-e.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ESTABLISH A 37½ HOUR WORK WEEK FOR CERTAIN POSITIONS IN THE OFFICE OF THE CITY CLERK)

(Copy of ordinance submitted to each Member of the Council)

May 2, 1979

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 16, 1979.

A motion to consider Item 8-a on Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO ESTABLISH CERTAIN 35 HOUR POSITIONS).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 1, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 16, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.



6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO ADOPT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, (1966) AND ESTABLISH A DEPARTMENT OF GENERAL SERVICES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) IS HEREBY ADOPTED IN ITS ENTIRETY AS FOLLOWS:

1. Chapter 9B. DEPARTMENT OF GENERAL SERVICES [New]  
ARTICLE 1. IN GENERAL.  
2:9B-1. Establishment of Department; head.

There shall be a department of General Services, the head of which shall be the director of General Services.

- 2:9B-2. Director of General Services.

(a) Qualifications; compensation.

The director shall, prior to his appointment, be qualified by training or experience in the maintenance of public buildings, motors and vehicles. The mayor may, with the consent of the council, waive any of the requirements set forth above when in their judgment, the best interests of the city shall be served thereby. The director's compensation shall be such sum annually as shall be fixed by ordinance.

(b) The director, through the divisions and otherwise, established in the department of General Services, shall manage, direct and supervise the functions and activities required for the maintenance of public buildings, surplus property, recreation facilities, parks and grounds, motors and vehicles, and support services such as security, mail, telephone, printing and reproduction.

Article 2. DIVISION OF PUBLIC BUILDINGS

- 2:9B-3. Division created; head; duties.

There shall be within the department of general services a division of public buildings under the supervision of a manager, division of public buildings who shall:

- (a) Provide for the construction, alteration, repair and maintenance of city buildings.

May 2, 1979

(b) Provide custodial and janitorial services for all public buildings exclusive of city institutions and fire houses.

(c) Provide for such holiday celebrations as duly authorized and directed by the mayor.

(d) Operate and manage city properties, including the city hall group of buildings, other office quarters, and such property necessary for the city to perform its governmental functions.

(e) Care for and maintain the recreation centers, recreation facilities and swimming pool facilities.

#### Article 3. DIVISION OF PARKS AND GROUNDS.

##### 2:9B-4. Division created; head.

There shall be within the department of general services a division of parks and grounds, the head of which shall be the manager, division of parks and grounds, which shall;

(1) Care for all city parks and public grounds, including the trees, lawns and landscaping appurtenant to public buildings;

(2) Care for the pruning, trimming, removal and planting of shade trees in the streets and all other public places in the city.

#### Article 4. DIVISION OF MOTORS.

##### 2:9B-5. Division created; head.

There shall be within the department of general services a division of motors, the head of which shall be the manager, division of motors.

##### 2:9B-6. Duties of manager.

(a) Supervise the work done in all city garages or by contract for the storage, repair, servicing and maintenance of city owned motor vehicles;

(b) Operate a garage or garages for the storage, servicing, repair and maintenance of all city owned motor vehicles;

(c) Control the use of motor vehicles owned by the city by maintaining individual vehicle records of mileage, costs of operation and maintenance and replacement schedules; and all such costs shall so far as practicable be charged to the using department under appropriate rules and regulations to be prescribed by the business administrator.

May 2, 1979

## Article 5. DIVISION OF SURPLUS PROPERTY.

## 2:9B-7. Division created; head.

There shall be within the department of general services a division of surplus property, the head of which shall be the manager of surplus property.

## 2:9B-8. Duties.

The division of surplus property shall operate and manage city properties which have been acquired by foreclosure, deed in lieu of foreclosure, purchase or other means of acquisition, which property is not necessary for the governmental functions of the city.

2. Any ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

3. This ordinance shall take effect upon final passage and publication, in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEW JERSEY, addressed the Municipal Council stating he could find no serious defects in this ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

No: Councilman Tucker.

President Harris: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

May 2, 1979

AN ORDINANCE TO REPEAL TITLE TWO, CHAPTER SEVEN, SECTION 2:7-5.1; TITLE TWO  
CHAPTER NINE, TITLE TWO, CHAPTER 13A, ARTICLES TWO, THREE AND FOUR, AND TO AMEND TITLE  
TWO, CHAPTER NINE A, IN ITS ENTIRETY, AND TO AMEND TITLE TWO, CHAPTER 13A, SECTION ONE,  
OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Title Two, Chapter Seven, sec. 2:7-5.1; Title Two, Chapter Nine; Title Two, Chapter 13A, Articles Two, Three and Four are hereby repealed.

2. Title Two, Chapter Nine A. is hereby amended to read as follows:

Chapter 9A. DEPARTMENT OF ENGINEERING

Article 1. IN GENERAL

2:9A-1. Establishment and general organization of department.

There shall be a department of engineering, the head of which shall be the director of engineering. The department shall consist of the following:

(a) Divisions of:

Engineering;  
 Water Sewer Utility;  
 Demolition;  
 Sanitation;  
 Traffic and Signals;  
 Streets and Sidewalks.

2:9A-2. Director of Engineering

(a) Qualifications; compensation.

The director shall, prior to his appointment, be qualified by training or experience in the planning and execution of public works and improvements. The mayor may, with the consent of the council, waive any of the requirements set forth above when, in their judgment, the best interests of the city shall be served thereby. The director's compensation shall be such sum annually as shall be fixed by ordinance of the council.

(b) Powers and duties.

The director, through the divisions and otherwise, direct and supervise the functions and activities required for refuse collection and disposal, street cleaning, snow removal, water supply, engineering services, building demolition, maintenance and repairs of sewers, streets and sidewalks, maintenance and repair of traffic signals and traffic signs and markings, install and maintain parking meters and administer the provisions of Revised Ordinances relating to autobuses in accordance with Chapter 2 of Title 24 (Sections 24:2-1 et seq.) except sections 24:2-6 through 24:2-8 thereof.

May 2, 1979

## Article 2. DIVISION OF ENGINEERING

## 2:9A-3. Division of Engineering; head.

There shall be a division of engineering, the head of which shall be the manager of engineering, who may also be the Director of Engineering if he meets the qualifications set forth herein.

## 2:9A-4. Manager of Engineering

## (a) Qualifications; compensation.

He shall, prior to his appointment, hold a professional degree in civil, sanitary, structural or mechanical engineering from a recognized school or college of engineering and shall possess a professional engineer's license and be qualified by further training and experience in a responsible supervisory position in the management of engineering work. His compensation shall be such sum annually as shall be fixed by ordinance of the council.

## (b) Powers and duties.

The division of engineering shall:

(1) Furnish to all departments of the city government professional engineering and related technical services; represent the city in matters involving professional engineering in its relations with city agencies and other government jurisdictions, except as otherwise directed by the business administrator.

(2) Analyze the design, condition and performance of the city's public works systems including water, sanitary and storm sewerage, streets and highways, traffic control and street lighting, sewage and solid waste disposal, public buildings and structures, formulate plans, standards, schedules and cost estimates.

(3) Determine whether engineering services shall be done by outside contract or by city personnel, and determine whether construction work be done by city personnel or by outside contractors; authorize, direct and supervise the preparation of plans and specifications and the letting and performance of all professional engineering and construction contracts for all city improvements.

(4) Authorize, direct and supervise the making of land surveys and soil tests; the setting of official grade and line for streets, sewers and other structures; maintain the official city map; establish criteria for the use and repair of public rights of way; provide for the keeping of project costs records and approval of contract change orders; maintain all survey and engineering records and as-built construction drawings.

May 2, 1979

**Article 3. DIVISION OF WATER/SEWER UTILITY****2:9A-5. Division created; head; duties.**

There shall be within the department of engineering, a division of water/sewer utility which shall manage, administer, operate, maintain, improve and extend the lands, reservoirs, aqueducts, distribution mains, hydrants, valves and other structures, facilities and appurtenances of the water works owned by the city for supplying the division customers within and outside of the limits of the city; and through the North Jersey District Water Supply Commission or otherwise, as required or permitted by statute, shall cooperate with others in providing additional water supply for Newark's needs and those of others dependent on Newark for water supply. The division of water/sewer utility shall also be responsible for the repair, maintenance and proper functioning of water meters at the owner's expense.

The division of water/sewer utility shall also construct, operate and maintain the City's sanitary and storm sewerage system, and administer the city's ordinance relating to sewers and drains.

The division of water/sewer utility shall be under the supervision of a manager, division of water/sewer utility.

**2:9A-6. Additional Duties of Division.**

The division shall manage, administer, operate, maintain, improve and extend the lands, reservoirs, aqueducts, distribution mains, hydrants, valves and other structures, facilities and appurtenances of the water works owned by the city for supplying its customers within and outside of the limits of the city; and through the North Jersey District Water Supply Commission or otherwise, as required or permitted by statute, shall cooperate with others in providing additional water supply for Newark's needs and those of others dependent on Newark for water supply. The division shall also be responsible for the repair, maintenance and proper functioning of water meters at the owner's expense.

In lieu of the planning, conservation, development and management of the city's Pequannock watershed properties by regular city department, the city of Newark may enter into one or more service agreements for any or all of those purposes. In the event that any such agreement becomes operative, the department shall coordinate the administration of the agreement with the other water supply functions of the division, and the director of engineering shall supervise the administration of the agreement on behalf of the city of Newark.

**Article 4. DIVISION OF DEMOLITION****2:9A-7. Division created; head.**

There shall be created within the department of engineering a division of demolition, the head of which shall be a manager, division of demolition.

2:9A-8. Duties.

The division of demolition shall be responsible for the demolition of city owned buildings not needed for government use, buildings which are structurally unsound, buildings which are unfit for habitation, and buildings which are determined to be a public nuisance.

Article 5. DIVISION OF SANITATION

2:9A-9. Division created; head.

There shall be within the department of engineering a division of sanitation, the head of which shall be a manager, division of sanitation.

2:9A-10. Duties.

The division of sanitation shall be responsible for street cleaning, refuse collection and disposal, and snow removal on all city streets.

Article 6. DIVISION OF TRAFFIC AND SIGNALS

2:9A-11. Division created; head.

There shall be within the department of engineering a division of traffic and signals, the head of which shall be a manager, division of traffic and signals.

2:9A-12. Duties.

The division of traffic and signals shall:

(a) Construct, install, repair and maintain all facilities of traffic control signals and other electrically operated signals, excluding the police radio and signal systems;

(b) Install and maintain parking meters;

(c) Erect, repair and maintain street traffic signs and pavement markings, plan new street light installation and check for street light outages;

(d) Administer the provisions of the Revised Ordinances relating to autobuses in accordance with Chapter 2 of Title 24 (Sections 24:2-1, et seq.), except sections 24:2-6 through 24:2-8 thereof.

Article 7. DIVISION OF STREETS AND SIDEWALKS

2:9A-13. Division created; head; duties.

May 2, 1979

There shall be within the department of engineering a division of streets and sidewalks under the supervision of a manager, division of streets and sidewalks. The manager shall provide for the constructing, reconstructing and maintenance and repair of all public streets within the city, regulate the construction, maintenance and repair of sidewalks, curbs and gutters, and encroachments by objects and structures above and below such streets and sidewalks, in accordance with the ordinances of the city.

3. Title Two, Chapter 13A, Sec. 2:13A-1, is hereby amended to read as follows:

2:13A-1. Establishment and general organization of department.

There shall be a department of recreation and parks, the head of which shall be the director, department of recreation and parks. The department shall plan, initiate, organize, direct and execute city programs for recreation.

4. Any ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

5. This ordinance shall take effect upon final passage and publication, and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Carrino arrived 1:38 P. M.)

President Harris directed the remarks made by Mr. Henderson be placed in the minutes of this meeting verbatim.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEW JERSEY, spoke as follows:



May 2, 1979

"For several reasons, this ordinance should be rejected. In both the public and private sectors, when cumulative effects of inept administration, incompetent and/or lax supervision, inefficient use of manpower and subjective personnel policy, become so apparent that they cannot be ignored, the usual recommended remedy is reorganization. In the present instance, some organizational changes may be indicated, but the basic problems will remain.

"I have read this ordinance, the memorandum recommending passage, and the organization charts accompanying it. The memorandum is a fine example of the phraseology of management consultants. I hope the Council members are more knowledgeable than I. The word "synergistic" was not familiar and I had to go the dictionary.

"Organization charts should be meticulously prepared and designed so that they can be readily understood. Charts are pictures of the organization and a truly informed evaluation of any proposed change cannot be made without them. Charts should provide evidence to support statements made in the memoranda, helping one to make judgements, and providing answers to questions. They are necessary to a clear understanding of the differences between the present and proposed organizations and to monitoring performance after the reorganization shall have been effected.

"Unfortunately, preparation of the organization charts submitted in support of this reorganization was, at best, hasty and incomplete, and at worst, slovenly. It shows little respect for the intelligence of this Council. These charts do not contribute to understanding; in fact, they discourage it.

"Even in the text of the ordinance, there are evidences of haste or carelessness. Article 2, Division of Engineering, states that the Manager of Engineering may also be the Director of Engineering "if he meets the qualifications set forth herein." This statement has no meaning since anybody, regardless of qualifications, can be appointed Director, if the Mayor and Council agree that the appointment "serves the best interests of the City." Unless the statement means that one person may serve as both Director of the Department and Manager of the Division at the same time, the statement is meaningless and should be deleted.

"On Page 3, Article 3, Division of Water/Sewer Utility, Lines 30 through 44 describe the duties of the Division. On Page 4, under the heading "Additional Duties of the Division", lines 4 through 17, repeat verbatim lines 30 through 44 on Page 3. On Page 5, Article 7, Division of Streets and Sidewalks states "There shall be within the Department of Public Works a Division of Streets and Sidewalks." This ordinance

May 2, 1979

has abolished the Department of Public Works. These examples might be considered trivial were this not a legal document. I cite only these. There may be others.

"The supporting memorandum does not mention the drastic reduction in personnel and responsibilities of the Department of Recreation and Parks, or justify retention of its Department status. There may be two reasons for this omission. One, because there is no justification for a department with less than fifty personnel, some seasonal, with the duties described in the ordinance. Two, the hope that, by including this proposal inconspicuously in this ordinance, it would ride to approval on the coattails of the Department of Engineering. Why is this unit still called Recreation and Parks when it has no responsibilities related to parks, and there is a proposed Division of Parks and Grounds in the Department of General Services? This unit should be assigned as a Division of the Department of General Services, or, more properly, to the Department of Health and Welfare. It does not merit departmental status.

"An accepted principle of sound organization requires the separation of engineering and operation. For example, a Department of Public Works could properly include Divisions of Water/Sewer Utility, Demolition, Sanitation, Streets and Sidewalks, Traffic and Signals, and Engineering. This Division of Engineering would provide all the engineering services required by the other divisions, but would not enter into the operational aspects of their work.

"On the other hand, it is not organizationally sound that the major responsibilities of a Department of Engineering should be in the operational area of maintaining sanitary and storm sewers, water mains, hydrants, and water meters, demolishing buildings, cleaning streets, collecting refuse, removing snow, maintaining streets and sidewalks, and traffic signals. Lines of operational and engineering responsibility will be blurred, causing overlapping conflict, and confusion. Possibility of these effects will be increased should the head of the Department lack the qualifications prescribed, having been appointed "to serve the best interests of the City."

"A sounder organization could have been produced by restructuring the Department of Public Works, including in it a Division of Engineering. Aside from questions of the merit of these proposals, the slipshod manner of presentation demeans the status of this Council. It assumes that Members of this Body are less than capable of understanding the details of these proposals, and of making relevant judgements. In short, it assumes that the Council is a rubber stamp, and thereby insults your individual and collective intelligence.

"In view of all the foregoing, the obvious oversights in the text of the

May 2, 1979

ordinance, the unjustifiable retention of department status and name for small remnant of the Department of Recreation and Parks, this ordinance should be rejected."

Councilman Tucker said he would like to indicate his assumption of Administration's feelings in regards to the Council in reality is not an assumption, he thinks that is the way to describe it. When this plan was originally submitted the degree of information he currently has before him was not submitted originally and the Administration ran back and forth to the Council lobbying for support of those reorganization plans. The fact still remains there are no goals, no objectives that this reorganization will accomplish and if the speaker had an opportunity to read that he will gather that. He thinks he also has to deal with another reality. The Department of Engineering originally was supposed to be a technical assistance unit. Under the reorganization what is going to take place now is that the Department of Engineering will be an operational unit. He thinks the management concept we are looking at is one in which a large number of citizens are dealing with when they look at municipal government in the past. The Mayor and the current Business Administrator and also the Director of Engineering envision the cities in the future should be no more than contract units. He made this plan before to his colleagues that reorganization, the major reason we have a staff unit and an operational unit together, is that he believes it is the intent of Administration to contract out every particular component that is listed in the new reorganization plan. If you have a functional activity under the new reorganization plan that is currently before us, and that we have subsequently approved, he thinks we can look for in the future, within a matter of a year, or possibly two or three, each one of those functional units will be turned into contracts in which the City will basically contract to some sort of operational unit because the Mayor's opinion and the Business Administrator's opinion are there will be certain economies by contracting service out rather than the City doing it. That is the reality of what Newark has, in his mind, generated into. The fact still remains we are looking at a management concept basically dealing with a plan that the Mayor has eternalized and also the Business Administrator in moving towards that plan. It should also be made aware for the record that the American Management Association indicates one very basic factor, doctors and lawyers are the worst administrators of any other profession in this country and that speaks for itself. He thinks the degree of documentation that was submitted to this Council was not by accident. The degree of documentation submitted was the only amount of information that they wanted the Council and the public to know about.

May 2, 1979

Councilman Tucker reiterated that the speaker's assumption that they do not respect the Council is wrong, it is not an assumption. Administration has no respect for the Newark Municipal Council.

Mr. Henderson said if he understood Councilman Tucker correctly, then it would appear to him that this ordinance should have been framed differently to be understandable when somebody reads this next year or the year after. His comments were made concerning operation and possible or better organization to be restructuring the Department of Public Works since the major responsibility is operational. The reason why he made those comments was to give guidance to the Council when they evaluate performance after this reorganization has been effected. If it is intended to go into large scale contracting business then this ordinance is meaningless.

President Harris questioned Chief Analyst Polster whether he had comments about the changes.

Chief Analyst Polster replied it is difficult to answer directly on a number of things Mr. Henderson pointed out. He would like to review what Mr. Henderson suggested and will arrange to meet with Mr. Henderson for his comments.

President Harris stated he concurs with what Councilman Tucker said. It is a known fact the esteem in which the Administration holds this body. There is no question. It just so happens he personally does not have too much esteem for various people in Administration. He finds them totally incompetent.

Councilman Martinez suggested that Mr. Henderson's statement verbatim, be given to the Business Administrator and also Chief Analyst Polster to review.

Councilman Carrino said the only thing he is concerned about is over the past several years we have been reading a lot of literature of different municipalities and States, about the merits of private contractors performing certain duties heretofore performed by City employees. In his personal experience, the tree contract, where it used to take four weeks to have our City employees knock down a tree, it is now taking 7 or 8 weeks for a private contractor to knock down a tree. He does not know where the efficiency is by a private contractor. Theoretically, if you look at the rationale behind it, it was a good discussion and a good move, but he does not see the benefit we are deriving from these private contractors. Especially since a private contractor has the arbitrary decision to decide whether the tree is bad or not to be knocked down, where as before when there was a complaint made, the City employees would knock the tree down whether it took three or four weeks. In this particular area, they are not even getting the services performed by private contractors. Maybe in his mind, the less trees he knocks down, the more profit he will make at the end of the year because he is not using

May 2, 1979

his equipment and the manpower out in the street. He personally feels he is going to evaluate anyone of these private contractors when they come up in the future. He is not satisfied with the limited private contractors we have right now.

Councilman James stated he thinks the Council is caught in a position where we are "damned if we do and damned if we don't." As the legislative branch of government we are asked to legislate and set policy. Administration has come to the Council with a proposal which, as indicated, has many weaknesses in it. Yet they are charging us with the responsibility. If we do not agree with the reorganization plan then they are unable to function. The public seemingly holds the Council more accountable than Administration for administrative ills. It is very seldom when community groups will visit the Mayor, Administration and bring to their attention various disagreements based on proposals, based on action of activities in the City. It seems the public meetings are the only forum where people can voice their grievances. Somehow the Mayor's office has become somewhat of a sanctuary we are the bad guys. If we don't go along with it, they'll say the Council didn't do this, the Council didn't do that and the phone calls come to the Council and not across to them. Perhaps we are going too far too soon and he thinks that is the proposition being posed by Mr. Henderson. There is a need but not this far and there needs to be a greater scrutiny in the organizational chart and the plans where we can all agree. The only problem he sees is that we do not have an option of going piecemeal with the plan. Either we are for it or we are against it. If we are against it, we are impeding progress. Perhaps we can subsequently review the document, make the necessary corrections and amend it but unfortunately no one is bringing to the attention of Administration the need to exercise more scrutiny in the preparation of various documents nor are they being held accountable.

The City Clerk was directed to forward Mr. Henderson's remarks to the Business Administrator for this attention.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED SPACE ON FERRY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

May 2, 1979

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Ferry Street

North side, in front of house #436, twenty-two (22) feet in length

Section 2. Any existing ordinances or parts thereof, inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR DERMATOLOGIST, P. T., 6 HOURS PER WEEK AND ADMINISTRATIVE OFFICER, 37½ HOURS PER WEEK, AND TO DELETE POSITION AND SALARY RANGE FOR PRINCIPAL ACCOUNTANT, 37½ HOURS PER WEEK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

May 2, 1979

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title, title code, annual minimum and annual maximum salaries as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Dermatologist, P.T., 6 hr./wk. 191900	\$ 8,599.	\$ 8,599.
Administrative Officer, 37½ hr. 164900	18,038.	21,925.

Section 2. That Section 1 of said Ordinance be and the same is hereby amended to delete the title, title code, annual minimum and annual maximum salaries as follows to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Accountant, 37½hrs. 241100	\$ 14,840.	\$ 18,038.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Councilman Carrino said he thought those two positions were going to be split up into two different ordinances especially since we questioned the wisdom of having an Administrative Officer in the Department of Health and Welfare since they are so top heavy now with Administrators. The Dermatologist was a needed position but Administrative Officer was questioned if it was needed. He believes the Council voted on this as a Whole.

Councilman Tucker said when we discussed this at the last pre-meeting there was supposed to be submitted additional correspondence which was abolishing a title. It was a separate thing but he didn't know that the Dermatologist and the Administrative Officer were supposed to be split but we had to abolish the existing title and the funds that were appropriated for the Principal Accountant were to be utilized for the Administrative Officer.

The City Clerk noted this ordinance was so amended, deleting the title of Principal Accountant.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

May 2, 1979

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Carrino, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON HILL STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

HILL STREET

South side, from Washington Street to Broad Street, from 7 a.m. to 6 p.m., Monday through Friday.

Section 2. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

HILL STREET

South side, from Washington Street to Broad Street, from 9:30 a.m. to 4 p.m., Monday through Friday.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



May 2, 1979

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK," ORDINANCE 6-S & F-q, ADOPTED MARCH 20, 1963 AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance providing for annual equipment and clothing allowance for uniformed and civilian members of the Police Department of the City of Newark," Ordinance 6S & Fq, adopted March 20, 1963 as amended and supplemented, be and the same is hereby amended as follows:

Section 1. Effective January 1, 1978 and payable on the first Friday in December which is not a regular pay day, a yearly equipment and clothing allowance in the amount of \$500.00 shall be paid to the members of the Police Department who hold the following positions from January 1 to December 31 of the calendar year:

Police Officer  
Deputy Police Chief  
Police Inspector  
Police Captain  
Police Lieutenant  
Police Sergeant  
Legal Analyst  
Chief Identification Officer  
Assistant Chief Identification Officer  
Coordinator of Criminal Reports  
Chief Police Telephone and Teletype Operator  
Civilian Activities Coordinator  
Supervisor of Tabulating Machine Operations  
Assistant Supervisor of Tabulating Machine Operations  
Police Signal System Superintendent

A \$350.00 annual equipment and clothing allowance shall continue in full force for other uniformed and non-uniformed employees of the Police Department now receiving such allowance.

May 2, 1979

Section 2. Effective January 1, 1979 and payable on the first Friday in December which is not a regular pay day, a yearly equipment and clothing allowance in the amount of \$350.00 shall be paid to those members of the Police Department who hold the position of Parking Violations Officer.

Section 3. That Sections 2, 3 and 4 of the aforesaid ordinance be and the same is hereby amended as follows:

Section 2. On December 31 of each calendar year, members of the Police Department mentioned in Sections 1 and 2 who have been appointed to the Police Department on a date subsequent to January 1, and who have served in the Police Department up to and including December 31, shall receive a pro rata share of the applicable annual equipment and clothing allowance from date of said appointment to December 31.

Section 3. Members of the Police Department mentioned in Sections 1 and 2 who have served in the Police Department from January 1 of a calendar year and whose services terminated prior to December 31 of such calendar year shall receive a pro rata share of the applicable annual equipment and clothing allowance from January 1 to the date of service termination. Such pro rata share shall be paid on the service termination date and in accordance with established payroll procedure.

Section 4. Members of the Police Department mentioned in Sections 1 and 2 who have been appointed to the Police Department subsequent to January 1 of a calendar year and whose services terminated prior to December 31 of such calendar year shall receive a pro rata share of the applicable annual equipment and clothing allowance from the date of such appointment to the date of service termination. Such pro rata share shall be paid on the service termination date and in accordance with established payroll procedure.

Section 4. All prior ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

May 2, 1979

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDED THERETO. (TO ADJUST THE SALARY RANGE FOR PARKING VIOLATIONS OFFICER).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor." (6S&Fk) adopted May 4, 1977, be and the same is hereby amended to adjust the salary range for Parking Violations Officers, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Parking Violations Officer 312090	\$ 9,748	\$ 11,628

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO CREATE THE POSITION AND SALARY RANGE FOR HEALTH OFFICER/PHYSICIAN).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefore," (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title, title code, annual minimum and annual maximum salaries as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Health Officer/Physician 197900	\$30,851.00	\$37,501.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

May 2, 1979

AN ORDINANCE AMENDING SECTION 23:10-5, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BE AMENDED BY ADDING THERETO THE FOLLOWING PROJECTS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:10-5, Written Request by Housing Authority, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Branch Brook Park Manor - 8-1

Description and location of roads within project limits.

Beginning in the southeasterly line of Franklin Avenue, at a point therein distant 350 feet, northeasterly from the northeasterly line of Anthony Street, thence proceeding in a southeasterly direction 450 feet to a point of intersection with the Park Road.

Description and location of roads within project limits.

Lot No. 1: A strip of land 125 feet by 360 feet fronting on Franklin Street, north end of building.

PHASE IV - PROJECT NJ 2-27

Description and location of parking areas within project limits.

SITE A:

Lot No. 1: A strip of land 65 feet by 85 feet fronting on High Street, north of building No. 8.

Lot No. 2: A strip of land 60 feet by 65 feet fronting on Quitman Street, north of building No. 2.

SITE B:

Lot No. 3: A strip of land 40 feet by 110 feet fronting on Livingston Street north of building No. 1.

Lot No. 4: A strip of land 60 feet by 100 feet fronting on Livingston Street between building No. 6 and building No. 11.

Lot No. 5: A strip of land 43 feet by 60 feet fronting on Livingston Street between building No. 12 and building No. 18.

Lot No. 6: A strip of land 43 feet by 60 feet fronting on Belmont Avenue between building No. 5 and building No. 8.

Lot No. 7: A strip of land 65 feet by 105 feet fronting on Belmont Avenue between building No. 9 and building No. 14.

Lot No. 8: A strip of land 40 feet by 110 feet fronting on Belmont Avenue between building No. 14 and building No. 17.

May 2, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. There is hereby created in the Department of General Services the following permanent and other positions and there is also hereby established as set forth, the respective title, title-code, annual minimum and annual maximum salaries opposite the respective titles therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$ 6,402	\$ 7,783
Accountant 241140	9,461	11,074
Administrative Analyst 701050	12,819	15,582
Administrative Secretary 191105	10,236	12,209
Architectural Draftsman 121095	9,748	11,628
Assistant Building Superintendent 111300	7,783	9,461
Assistant Chief, Division of Public Buildings 112300	11,074	13,460
Assistant Chief Clerk, Director's Office 102500	10,236	12,209

May 2, 1979

1386

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Chief Clerk, Division of Motors 102501	\$ 9,461	\$11,074
Building Maintenance Worker Foreman 181090	9,461	11,074
Building Service Worker 181070	6,402	7,783
Building Superintendent 180100	8,581	10,236
Chief Clerk, Department of General Services 103500	14,840	18,038
Chief Clerk, Division of Public Buildings 102502	10,547	12,819
Chief Clerk, Division of Motors 102503	10,547	12,819
Clerk 651070	5,807	7,060
Clerk-Typist 654310	6,098	7,142
Director, Department of General Services 175900	27,563	27,563
Elevator Operator 022020	6,402	7,783
Foreman, Parks and Grounds 112301	10,547	12,819
General Foreman, Parks and Grounds (40 hours) 112302	11,628	14,130
Manager, Division of Motors 174900	23,021	23,021
Manager, Division of Public Buildings 173901	16,369	19,887
Manager, Division of Parks and Grounds 173902	15,582	18,940
Manager, Division of Surplus Property 173903	16,369	19,887
Messenger 643130	5,807	7,060
Parking Lot Attendant 094050	8,581	10,236
Principal Account Clerk 252040	7,783	9,461
Principal Clerk 651040	7,412	9,010
Principal Clerk-Stenographer 653030	7,783	9,461

May 2, 1979

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Project Coordinator, Department of General Services 153906	\$14,130	\$ 17,179
Purchasing Expeditor 662030	9,461	11,074
Senior Accountant 241120	11,074	13,460
Senior Account Clerk 252080	7,412	9,010
Senior Account Clerk, Typing 252090	7,412	9,010
Senior Clerk 651060	6,402	7,783
Senior Clerk Stenographer 653060	7,412	9,010
Senior Clerk Typist 654290	6,723	8,173
Senior Maintenance Repairman Sheet Metal (40 hours) 999316	9,010	10,547
Senior Stock Clerk 6660380	7,412	9,010
Stock Clerk 660390	6,723	8,173
Storekeeper (40 hours) 999790	8,581	10,236
Supervising Principal Account Clerk 252030	8,173	9,748
Supervising Principal Clerk Stenographer 653020	8,173	9,748
Supervisor of Accounts, Director's Office	12,209	14,840
Supervisor of Garage Services (40 hours) 093090	12,209	14,480
Supervisor of Motor Vehicle 142300	11,628	14,130
Supervisor of Telephone Systems 999260	12,819	15,582
Telephone Operator 630120	6,402	7,783
Watchman (40 hours) 333060	6,723	8,173



May 2, 1979

Section 2. That the aforementioned ordinance be further amended by creating the positions, title codes, annual minimum, annual maximum salaries therefor, to wit:

<u>POSITION</u>	<u>1st YEAR MINIMUM</u>	<u>2nd YEAR MIDDLE STEP</u>	<u>3rd YEAR MAXIMUM</u>
Assistant Carpenter Foreman (35 hrs.) 030030	\$16,091	\$16,786	\$17,203
Blacksmith (40 hours) 037030	17,441	18,073	18,613
Body and Fender Repair- man (40 hours) 093210	17,328	18,073	18,613
Carpenter (35 hours) 130060	15,113	15,886	16,380
Carpenter Foreman (35 hours) 030020	16,779	17,619	18,059
Carpenter Helper (35 hours) 030080	12,345	13,147	13,475
Chief Stationary Engin- eer (40 hours) 036020	16,758	18,500	18,962
Electrician (35 hours) 033150	15,110	15,886	16,380
Electrician Foreman (35 hours) 033090	16,779	17,619	18,102
Electrician Helper (35 hours) 033170	12,345	13,148	13,475
Mason (35 hours) 034050	14,978	15,981	16,380
Mason and Plasterer (35 hours) 034130	14,978	15,981	16,380
Mason and Plasterer Fore- man (35 hours) 034090	16,805	17,619	18,059
Mason and Plasterer Helper (35 hr.) 034150	12,201	13,147	13,475
Mechanic (40 hours) 042120	17,238	18,073	18,613
Mechanic Foreman (40 hours) 042050	19,409	19,974	20,528
Mechanic Helper (40 hours) 042210	14,678	15,222	15,605
Painter (35 hours) 031050	13,423	14,492	14,855
Painter Foreman (35 hours) 031020	15,028	15,981	16,380
Plumber (40 hours) 035080	15,789	16,786	17,203

May 2, 1979

<u>POSITION</u>	<u>1ST YEAR MINIMUM</u>	<u>2ND YEAR MIDDLE STEP</u>	<u>3RD YEAR MAXIMUM</u>
Plumber Foreman (40 hours) 035020	17,059	17,619	18,614
Refrigeration Engineer (40 hours) 036210	15,133	16,786	17,203
Stationary Engineer (40 hours) 036050	15,133	16,786	17,203
Stationary Fireman (40 hours) 036070	14,403	15,222	15,605
Supervisor of Mechanical Repairs (40 hours) 042020	16,704	17,619	18,059
Welder (40 hours) 037080	17,441	18,073	18,613

Section 3. That the aforementioned ordinance be further amended by creating the positions, title codes, minimum, middle, and hourly salaries therefor, to wit:

<u>POSITION</u>	<u>1st YEAR POSITION</u>	<u>2nd YEAR PER HOUR</u>	<u>3rd YEAR PER HOUR</u>
Building Maintenance Worker (35 hours) 181120	\$ 3.82	\$ 4.13	\$ 4.51
Dispatcher (40 hours) 634080	4.56	4.91	5.33
Garage Attendant (40 hours) 093260	4.32	4.55	4.87
Gardener (40 hours) 154050	3.96	4.26	4.64
Laborer (40 hours) 121600	3.96	4.26	4.64
Laborer, Public Buildings (35 hours) 121601	4.02	4.51	4.99
Park Caretaker (40 hours) 151250	3.96	4.26	4.64
Senior Garage Attendant (40 hours) 093250	4.49	4.71	4.94
Tree Climber (40 hours) 152110	4.26	4.56	4.81
Truck Driver (40 hours)	4.56	4.91	5.33

Section 4. "Increment shall mean an annual increase." Granted on, January 1, each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum annual salary be reached (except for positions otherwise established).

Every person hereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service

May 2, 1979

thereafter receive an increment until such person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

The salaries herein established shall be effective as of January 1, 1978.

Every employee hereafter promoted to any position herein created shall, except as herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

(a) Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range which exceeds the next corresponding step of the schedule established for his position then employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

Section 5. All prior ordinances or parts of prior ordinances which relate to the above position titles, title codes, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to amend the ordinance as follows:

Page 1 - Delete Accountant 241140 \$9,461. - \$11,074.

Page 1 - Create title Account Clerk, Typing 252150 \$6,402. - \$7,783.

Page 2 - Change title to read Manager, City-owned Property 173903 - \$16,369. - \$19,887. in lieu of Manager, Division of Surplus Property.

May 2, 1979

Page 3 - Create title Senior Real Estate Maintenance Inspector 540011  
\$13,460. - \$16,369.

Page 3 - Change Title Code of Senior Stock Clerk to read 660380

Page 3 - Change title to read Supervisor of Motor Vehicle Account  
142300 - \$11,628. - \$14,130. in lieu of Supervisor of Motor  
Vehicles.

Page 3 - Adjust Salary (1st step) of Carpenter (35 hours) 130060 to  
\$15,110. in lieu of \$15,113.

Page 4 - Delete title Mason (35 hours) 304050 - \$14,978. - \$15,981. -  
\$16,380.

Page 4 - Section 4 (a) to read as follows:

Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for this position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

was made by Councilman Johnson, seconded by Councilman Grant.

Councilman Tucker said there are two points he wishes to raise. One is, he thinks that with all the recommended changes that have been made and recommended, the Council is amenable to approve it. He really and truly believes that the Council needs to get an administrative organizational chart from Administration which at least indicates the chain of command which at least should have the position, the individuals and their current salaries plus, a definition of their functions. What's happening now is we're making major reorganization changes and he is not really sure whether or not the functions of the individuals who are permanent Civil Service positions currently existing now, are the same within the reorganization structure. He requested the City Clerk be directed to communicate this to Business Administrator Buck so at least the Council is in receipt of that just as a matter of form and record.

Councilman Martinez questioned whether there was any violation of Civil Service in changing some of these titles.

City Clerk D'Ascensio replied that these are mistakes in which present titles

May 2, 1979

1392

were abolished in one department and were not created in the department in which they are being assigned and also eliminating titles which are not filled.

Councilman Carrino questioned whether they are any financial monetary changes in this ordinance.

City Clerk D'Ascensio replied in the negative.

The motion to amend the ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

The City Clerk stated that the ordinance, as amended, will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance, and the ordinance, as amended will be considered for further action on May 16, 1979.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO UPDATE EXISTING ORDINANCE AND TO PROVIDE TITLES AND SALARIES AS PER REORGANIZATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor", (6S&Fn) adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended by creating the following titles, title codes, the annual minimum and annual maximum salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$ 6,402	\$ 7,783
Account Clerk, Typing 252150	6,402	7,783
Administrative Analyst 701050	12,819	15,582
Administrative Secretary 191105	10,236	12,209

May 2, 1979

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Secretary Division of Water/Sewer Utility 102504	\$ 9,461	\$11,074
Architect 140020	19,887	24,176
Architectural Draftsman 121095	9,748	11,628
Assistant Chemist 999269	8,581	10,236
Assistant Architect 301016	17,179	20,881
Assistant Civil Engineer 500011	17,179	20,381
Assistant Chief Water Service Inspector 169020	11,074	13,460
Assistant Engineer 110160	10,547	12,819
Assistant Chief Clerk, Division of Sanitation 102505	9,461	11,074
Assistant Sanitation Superintendent 064060	11,628	14,130
Assistant Sewer Superintendent 074020	11,628	14,130
Assistant Street & Sidewalk Superintendent 072040	11,628	14,130
Assistant Superintendent of Water Distribution 061090	11,628	14,130
Assistant Superintendent of Water Intake and Supply Mains 061140	11,628	14,130
Assistant Water Conservator 999274	8,173	9,748
Assistant Traffic Engineer 100040	14,840	18,038
Associate Architect 500000	18,940	23,021
Associate Civil Engineer 300021	18,038	21,925
Chief Clerk, Department of Engineering 103501	14,840	18,038
Chief Clerk, Water/Sewer Utilities 102506	10,547	12,819
Chief Clerk, Traffic and Signals 102507	10,547	12,819
Chief Clerk, Streets and Sidewalks 102508	10,547	12,819

May 2, 1979

1392

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Engineering Draftsman 500007	\$14,130	\$17,179
Chief Surveyor, Engineering 154903	19,887	24,176
Chief Water Plant Operator 055400	8,581	10,236
Chief Water Service Inspector 169010	12,819	15,582
Chief of Security, Watershed 999901	18,038	21,925
Chemist, Water 152500	10,236	12,209
Civil Engineer 999971	20,881	25,381
Clerk 651070	5,807	7,060
Clerk Stenographer 653100	6,723	8,173
Clerk Typist 654310	6,098	7,412
Coordinator of Engineering Research and Development 999969	18,940	23,021
Construction Project Manager 400062	18,940	23,021
Data Processing Coordina- tor, Engineering 153500	16,369	19,887
Draftsman 122050	9,461	11,074
Director, Department of Engineering 176900	33,075	33,075
Engineering Aide 124050	8,173	9,748
Engineering Draftsman 121060	9,748	11,628
Estimator of Water Service 169280	9,461	11,074
Environmental Specialist 200113	10,547	12,819
Forester 152010	9,748	11,628
Inspector, Engineering 152501	9,748	11,628
Manager, Division of Sanitation 174901	19,887	24,176
Manager, Division of Streets and Sidewalks 173904	16,369	19,887

May 2, 1979

Manager, Division of Traffic and Signals 173905	16,369	19,887
Manager, Division of Water/Sewer Utility 175901	20,881	25,381
Parking Meter Repairman 045140	9,461	11,074
Pitometer Foreman 055550	10,236	12,209
Principal Account Clerk 252040	7,783	9,461
Principal Account Clerk, Typing 252060	7,783	9,461
Principal Architectural Draftsman 500110	10,547	12,819
Principal Assistant Traffic Engineer 500012	18,038	21,925
Principal Clerk Stenographer 653030	7,783	9,461
Principal Clerk 651040	7,412	9,010
Principal Engineering Aide 124030	9,748	11,628
Principal Engineering Draftsman 121030	10,547	12,819
Principal Engineer 110090	12,819	15,582
Principal Engineer, Water 153501	15,582	18,940
Principal Environmental Specialist 300012	15,582	18,940
Project Coordinator Engineering 154501	18,940	23,021
Inspector, 151500	8,173	9,748
Reservoir Foreman 051080	10,547	12,819
Sanitation Foreman 050050	10,747	13,019
Sanitation Superintendent 064030	13,460	16,369
Secretarial Assistant 641510	9,461	11,074
Senior Account Clerk 252080	7,412	9,010
Senior Architectural Draftsman 500111	10,236	12,209



May 2, 1979

1396

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Clerk 651060	\$ 6,402	\$ 7,783
Senior Clerk Stenographer 653060	7,412	9,010
Senior Clerk Typist 654290	6,723	8,173
Senior Engineer 110100	11,628	14,130
Senior Engineering Aide 124040	9,461	11,074
Senior Engineering Draftsman 121040	10,236	12,209
Senior Environmental Specialist 200021	12,819	15,582
Senior Inspector, Engineering 152502	10,236	12,209
Senior Sewer Inspector 169080	8,581	10,236
Senior Streets and Sidewalks Inspector 164080	8,581	10,236
Senior Stock Clerk 660380	7,412	9,010
Senior Traffic Enumerator 500114	9,748	11,628
Sewer Foreman 074090	10,547	12,819
Sewer Superintendent 074010	13,460	16,369
Stock Clerk 660390	6,723	8,173
Stock Handler 660310	6,723	8,173
Storekeeper, Water (40 hrs.) 122500	8,581	10,236
Street Foreman 072070	10,547	12,819
Street and Sidewalk (40 hrs.) Inspector 164190	7,783	9,461
Street Superintendent 072030	13,460	16,369
Structural Engineer 500013	18,940	23,021
Supervisor of Accounts, Director's Office 112501	11,628	14,130
Supervisor of Accounts, 250030	9,010	10,547
Supervising Environmental Specialist 300011	19,887	24,176

May 2, 1979

Supervising Principal Account Clerk 252030	8,173	9,748
Supervising Principal Clerk 651020	7,783	9,461
Supervising Principal Clerk Stenographer 653020	8,173	9,748
Superintendent of Reserviors 061150	14,130	17,179
Superintendent of Water Intake and Supply Mains. 061130	14,130	17,179
Superintendent of Water- shed 061110	14,130	17,179
Superintendent of Water Distribution 061070	14,130	17,179
Supervisor, Water Meter Repairs 053060	10,547	12,819
Supervisor, Water Treatment Plant 801115	7,060	8,581
Timekeeper 261050	7,412	9,010
Traffic Analyst 101090	7,412	9,010
Traffic Enumerator 101170	7,060	8,581
Traffic Engineer 100030	21,915	26,650
Traffic Investigator 101110	9,748	11,628
Traffic Maintenance Foreman 076030	10,547	12,819
Traffic Maintenance Supervisor 300013	15,582	18,940
Traffic Signal Repairman 075150	10,547	12,819
Traffic Signal Superin- tendent (40 hrs.) 075010	13,460	16,369
Watchman, (40 hrs.) 333060	6,723	8,173
Water Conservator 999307	8,581	10,236
Water Foreman 054120 (40 hrs.)	10,547	12,819
Water Meter Repairman Foreman 053200 (40 hrs.)	10,236	12,209

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Water Service Inspector (40 hrs.) 169040	\$ 9,748	\$11,628
Water Treatment Plant Operator, (40 hrs.) 055410	7,060	8,581
Yard Foreman, (40 hrs.) 662260	9,748	11,628

Section 2. That the aforementioned ordinance be further amended by the Creation of the titles, title codes, salaries as follows, to wit:

<u>POSITION</u>	<u>MINIMUM ANNUAL SALARY</u>	<u>1ST STEP SALARY</u>	<u>MAXIMUM ANNUAL SALARY</u>
Equipment Operator (40 hrs.) 092620	\$14,138	\$15,222	\$15,602
Heavy Equipment Operator (40 hrs.) 092490	16,552	17,619	18,059
Mason and Plasterer (35 hrs.) 034130	14,978	15,981	16,380
Mason and Plasterer Foreman (35 hrs.) 034090	16,805	17,619	18,059
Mason (35 hrs.) 034050	14,978	15,981	16,380
Mechanic (40 hrs.) 042120	17,238	18,073	18,613
Mechanic Helper (40 hrs.) 042210	14,678	15,222	15,605
Painter (35 hrs.) 031050	13,423	14,492	14,855
Plumber (40 hrs.) 035080	15,789	16,786	17,203
Plumber Foreman (40 hrs.) 035020	17,059	17,619	18,614
Sign Designer, Processor and Letterer (35 hrs.) 031230	15,901	15,981	16,380
Sign Designer, Processor and Letterer Foreman (37½ hrs.) 031200	18,117	18,852	19,323
Supervisor of Equipment Operations (40 hrs.) 092010	19,345	19,425	19,910
Traffic Signal Electrician (35 hrs.) 075080	15,110	15,886	16,380

May 2, 1979

<u>POSITION</u>	<u>MINIMUM ANNUAL SALARY</u>	<u>1ST STEP SALARY</u>	<u>MAXIMUM ANNUAL SALARY</u>
Traffic Signal Mechanic (35 hrs.) 999267	\$15,110	\$15,886	\$16,380
Welder (40 hrs.) 037080	17,441	18,073	18,613

Section 3. That the aforementioned ordinance be further amended by the creation of the titles, title co salaries as follows, to wit:

<u>POSITION</u>	<u>1st YEAR PER HOUR</u>	<u>2nd YEAR PER HOUR</u>	<u>3rd YEAR PER HOUR</u>
Asphalt Raker (40 hrs.) 070150	\$ 5.37	\$ 5.53	\$ 5.70
Asphalt Worker (40 hrs.) 070130	5.07	5.22	5.37
Chlorine Operator (40 hrs.) 055590	4.13	4.44	4.87
Chief Guard, Watershed (40 hrs.) 332010	4.49	4.71	4.94
Guard Watershed (40 hrs.) 999025	3.96	4.26	4.64
Laboratory Assistant, Water (40 hrs.) 999025	4.13	4.44	4.87
Laborer (40 hrs.) 121600	3.96	4.26	4.64
Maintenance Repairman (40 hrs.) 044410	3.83	4.13	4.53
Pitometerman (40 hrs) 055570	4.13	4.51	4.94
Truck Driver (40 hrs.) 091030	4.56	4.91	5.33
Sewer Equipment Operator (40 hrs.) 092760	4.81	5.13	5.58
Sewer Repairman (40 hrs.) 074150	4.56	4.88	5.28
Senior Maintenance Repairman, Mason (40 hrs.) 044340	4.56	4.88	5.28
Senior Maintenance Repairman (40 hrs.)	4.56	4.88	5.28
Water Meter Repairman (40 hrs.) 053240	4.56	4.88	5.28
Water Repairman (40 hrs.) 054200	4.56	4.88	5.28
Dispatcher (40 hrs.) 634080	4.56	4.91	5.33
Laborer, Refuse Collection (40 hrs.) 999026	4.13	4.44	4.87

May 2, 1979

<u>POSITION</u>	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Laborer Light, Street Cleaning (40 hrs.) 020110	\$3.77	\$4.02	\$4.26
Laborer, Motor Broom (40 hrs.) 999027	3.82	4.13	4.51
Motor Broom Driver (40 hrs.) 999058	4.64	5.04	5.38

Section 4. "Increment shall mean an annual increase." Granted on, January 1, each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum annual salary be reached (except for position otherwise established).

Every person hereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service thereafter receive an increment until such person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

The salaries herein established shall be effective as of January 1, 1978.

Every employee hereafter promoted to any position herein created shall, except as in herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

(a) Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for his position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

May 2, 1979

Section 5. All prior ordinances or parts of prior ordinances which relate to position titles, title codes, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor in the Department of Engineering are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to amend the ordinance as follows:

Page 3 - Change title to read Parking Meter Collector and Repairer

045140 - \$9,461. - \$11,074. in lieu of Parking Meter Repairman

Page 4 - Delete Title Inspector 151500 - \$8,173. - \$9,748.

Page 6 - Adjust hours of Water Service Inspector to 30 hours in lieu of 40 hours.

Page 6 - Add title Mason and Plasterer (35 hours) 034150 - \$12,201. - \$13,147. - \$13,475.

Page 7 - Delete title Mason and Plasterer Foreman (35 hours) 034090 - \$16,805. - \$17,719. - \$18,059.

was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

The City Clerk stated that the ordinance, as amended, will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance, and the ordinance, as amended, will be considered for further action on May 16, 1979.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS

May 2, 1979

IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,"

(6-S & F-1) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO RE-ESTABLISH ORGANIZATION FOR POSITIONS AND SALARIES AS PER RE-ORGANIZATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6S&F1) adopted May 4, 1977 as amended and supplemented be amended by creating titles, title codes and salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$ 6,402	\$ 7,783
Administrative Secretary, Department of Recreation and Parks 640140	10,236	12,209
Assistant Chief Clerk Recreation 999715	10,236	12,209
Attendant, Recreation and Parks 623180	6,098	7,412
Chief Clerk, Recreation and Parks 999035	14,840	18,038
Clerk Stenographer 653100	6,723	8,173
Clerk Typist 654310	6,098	7,412
Director, Department of Recreation and Parks 150000	27,563	27,563
Principal Account Clerk 252040	7,783	9,461
Recreation Center Director 620030	14,130	17,179
Recreation Leader (40 hours) 620360	9,010	10,574
Recreation Supervisor (40 hours) 620111	11,628	14,130
Senior Account Clerk 252080	7,412	9,010
Senior Attendant, Recreation and Parks 623170	7,060	8,581
Senior Clerk-Stenographer 653060	7,412	9,010
Senior Skate Guard (40 hours) 622150	7,412	9,010

May 2, 1979

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Stock Clerk 660380	\$ 7,412	\$ 9,010
Superintendent of Recreation 620110	18,038	21,925
Supervising Principal Account Clerk 252030	8,173	9,748
Supervisor of Aquatic Activities 999253	10,236	12,209
Supervising Principal Clerk Stenographer 653020	8,173	9,748
Assistant Recreation Leader (40 hours) 999344	3.63/hour	4.64/hour
Life Guard (40 hours) 623140	3.43/hour	3.43/hour
Water Safety Instructor (40 hours) 999350	4.58/hour	4.58/hour

Section 2. There is hereby created in the Department of Recreation and Parks the following positions, title codes and hourly salaries therefor, to wit:

<u>POSITION</u>	<u>1st YEAR PER HOUR</u>	<u>2nd YEAR PER HOUR</u>	<u>3rd YEAR PER HOUR</u>
Laborer (40 hours) 121600	\$ 3.96	\$ 4.26	\$ 4.64
Truck Driver (40 hours) 091030	4.56	4.91	5.33

Section 3. "Increment shall mean an annual increase" granted on January 1st of each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum annual salary be reached (except for positions noted otherwise).

Every person thereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service thereafter receive an increment until such person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall



not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

The salaries herein established shall be effective as of January 1, 1978.

Every employee hereafter promoted to any position herein created shall, except as in herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

(a) Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for his position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

Section 4. All prior ordinances or parts of prior ordinances which relate to position titles, title codes, hours of employment, number of positions, annual minimum salary, and annual maximum salary therefor in the Department of Recreation and Parks are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, stated his contention that a small organization with less than 50 people, some seasonal, does not merit department status. He hoped the Council would keep that in mind in spite of the fact the Council has already adopted the ordinance.

President Harris requested that this be discussed at the next special conference.

No one else appearing, a motion to close the hearing on the ordinance, as advertised was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

A motion to amend the ordinance as follows:

Page 1 - a. Delete the title Administrative Secretary, Department of Recreation and Parks, 640140 - \$10,236. - \$12,209.

May 2, 1979

Create the Title Administrative Secretary, 191105 -  
\$10,236. - \$12,209.

b. Create title Camp Director, Watershed (40 hours),  
996504 - \$14,130. - \$17,179.

Page 2 - a. Create titles:

Recreation Supervisor, Aquatics (40 hours) 620320 -  
\$11,628. - \$14,130.

Recreation Supervisor, Arts and Crafts (40 hours)  
620280 - \$11,628. - \$14,130.

Recreation Supervisor, Drama (40 hours) 620210 -  
\$11,628. - \$14,130.

Recreation Supervisor, Ice Skating (40 hours) .  
999324 - \$11,628. - \$14,130.

Recreation Supervisor, Music (40 hours) 620230  
\$11,628. - \$14,130.

was made by President Harris, seconded by Councilman Johnson and declared adopted by  
President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Villani,  
President Harris.

No: Councilmen Carrino, James, Tucker.

The City Clerk stated that the ordinance, as amended, will be advertised in  
accordance with law and a public hearing will be held on the amendment to the ordinance,  
and the ordinance, as amended, will be considered for further action on May 16, 1979.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, adver-  
tised in accordance with law and a hearing date set. It is now before you for public  
hearing, second reading and final passage:

AN ORDINANCE TO DELETE ALL POSITIONS, TITLES, TITLE CODES, ANNUAL MINIMUM AND  
ANNUAL MAXIMUM SALARIES CREATED IN THE DEPARTMENT OF PUBLIC WORKS.

Whereas, the Department of Public Works has been  
deleted and the functions, duties, responsibilities and  
personnel have been transferred to the newly created De-  
partment of General Services and the already established  
Department of Engineering.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,  
NEW JERSEY:

Section 1. That all titles, positions, title codes, annual minimum and annual maximum salaries created and established for the Department of Public Works by Ordinance (6S&Fbi) adopted November 22, 1966 as amended and supplemented; generally readopted by Ordinance (6S&FJ) adopted May 4, 1977, and as amended by Ordinance (6S&Fi) adopted September 21, 1977, Ordinance (6S&Fc) adopted October 5, 1977, Ordinance (6S&Ff) adopted November 30, 1977, (6S&Fc) November 30, 1977, Ordinance (6S&FK) adopted January 4, 1978, and (6S&Fe) adopted June 22, 1978, be and the same are hereby repealed and deleted in their entirety.

Section 2. All other ordinances or parts of ordinances which refer to titles, title codes, salaries and conditions of work specifically for the Department of Public Works are also hereby deleted and repealed in their entirety.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED (TO CREATE THE TITLES OF INTERGOVERNMENTAL LIAISON AND LEGISLATIVE INFORMATION SPECIALIST)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&Ff), adopted May 4, 1977, as amended and supplemented, be amended to add the following positions, title codes, minimum and maximum salary, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Intergovernmental Liaison, Municipal Council 154902	\$18,940.	\$23,021.
Legislative Information Specialist, Municipal Council 154901	18,940.	23,021.

May 2, 1979

Section 2. For the year 1979, the position of Intergovernmental Liaison shall be budgeted at the second step, and the Legislative Information Specialist shall be budgeted at the fifth step.

Section 3. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### HEARINGS OF CITIZENS.

Councilman Tucker said Councilwoman Villani and he met with the people from Jacob Street, who registered to speak at this meeting, and there was an interpretation which was added on to the confusion with regard to existing ordinances regulating coin operated amusement devices. The meeting was primarily dealing with the pool room on 32 Jacob Street, but which at this point in time has been closed. What he would like to do is to direct the City Clerk to send a copy of the existing ordinance which regulates coin operated amusement devices to the people who are listed here, which would give them a better understanding exactly what is taking place in the City. When they met with Director Strong setting forth the legislation that is now currently on the books, he was not knowledgeable of it which meant that we reported to the people they met with, that there was no regulating ordinance in existence dealing with coin operated amusement devices. Since that time, they met with the City Clerk's Staff and the Law Department and found out that the ordinance was in effect and that, it's just that Director Strong did not know about it. He would like to do two things: 1) Direct that the City Clerk send a copy of the existing ordinance which regulates coin operated amusement devices directly to the people listed under "Hearings of Citizens" and; 2) To make sure that he gets in contact with the Business Administrator's Office to apprise him that Director Strong was not knowledgeable of the existing ordinance which

May 2, 1979

1408

has been on the books for the last two years.

6-HC-a.            MR. HUBERT GRAHAM, 15 MAY PLACE, NUTLEY, NEW JERSEY, addressed the Municipal Council with respect to Item 9-a, on this agenda, imposing a surcharge to be passed along to the tenant because of the high price of heating oil. The speaker urged the Council to consider the effect of this ordinance.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.            RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PORTERHOUSE MAINTENANCE, 94 ELLIS PARKWAY, EDISON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROVIDING MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE OPERATIONS FOR 605, 786 AND 972 BROAD STREET AND 11 HILL STREET, IN ACCORDANCE WITH BID SPECIFICATIONS, FOR TOTAL SUM NOT TO EXCEED \$231,624., FUNDS HAVE BEEN REQUESTED IN 1979 BUDGET OF OFFICE OF CITY-OWNED SURPLUS PROPERTY. (\$88,536.-605 BROAD STREET; \$77,088.-786 BROAD STREET; \$37,500.-972 BROAD STREET AND \$30,300.-11 HILL STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Purchasing Agent Lucarelli met with the Council May 1, 1979)

A motion to reject all bids on this contract and requesting Administration to rebid janitorial service contract in compliance with memorandum received from the Corporation Counsel dated May 2, 1979 which reads as follows:

"The Purchasing Agent has submitted to this Council a proposed contract to provide janitorial services in four commercial office buildings located in the City of Newark on Broad Street. Three bids were received by the Purchasing Agent. Since the date of receipt of bids, one bidder has withdrawn his bid, and another bidder has been disqualified as a result of his failure to comply with Chapter 33 of the Public Laws of 1977. As a result, only one bid remains. The Municipal Council has been informed by the Purchasing Agent that the sole remaining bidder does not possess the requisite licenses required by the State of New Jersey to provide watchmen services as is required by N.J.S.A. 45:19-8, et seq., and other applicable State laws. In addition, an examination of the bids indicates that it was not made clear to the bidders as to whether the bid would be awarded on the basis of individual buildings or groups of building."

May 2, 1979

President Harris stated as a result, he moved to reject all bids received by the Purchasing Agent on the Janitorial Service Contract, and specifically to reject the bid of Porterhouse Maintenance Company as a result of their failure to secure the requisite licenses; further, that the Purchasing Agent be directed to rebid this contract and provide in the bid specifications that all bidders are to have the requisite licenses; further, the Purchasing Agent on the rebid should provide that bidders are to bid on each individual building, and a total bid based on all four buildings. The Purchasing Agent then shall determine the lowest bidder on each individual building and compare the total of the bid on all four buildings with the lowest bid on each individual building. The bid will then be awarded to the lowest responsible bidder or bidders on all four buildings individually, or all four buildings collectively, whichever is the lowest.

The motion to reject all bids on this contract and requesting Administration to rebid janitorial service contract in compliance with memorandum received from the Corporation Counsel dated May 2, 1979 was seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.                    RESOLUTION AUTHORIZING SUPERINTENDENT OF WEIGHTS AND MEASURES TO APPOINT ONE OF HIS ASSISTANT SUPERINTENDENTS AS DEPUTY SUPERINTENDENT UNTIL SUPERINTENDENT RETURNS TO HIS DUTIES PURSUANT TO N.J.S.A. 51:1-45.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.                    RESOLUTION APPROVING APPLICATION AND PLAN OF ALLING STREET URBAN RENEWAL COMPANY, A LIMITED PARTNERSHIP, FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF PROJECT ON LAND IDENTIFIED ON OFFICIAL TAX MAP OF THE CITY OF NEWARK AS 1-25 ALLING STREET AND 770-786 MC CARTER HIGHWAY, BLOCK 153, LOT 1, BLOCK 154, LOTS 2, 3 AND 4, BLOCK 155, LOT 1; AND BLOCK 156, LOTS 4, 5 AND 7; SAID PROJECT SHALL BE EXEMPT FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT PRUSUANT TO THIS RESOLUTION, OR EARLIER, AT THE END OF FIFTEEN (15) YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS THE PARTNERSHIP AND ITS PROJECT ARE

May 2, 1979

SUBJECT TO, AND COMPLY WITH, SAID FINANCIAL AGREEMENT AND THE SAID URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961 AND UPON THE FURTHER CONDITION THAT THE PARTNERSHIP DOES NOT FILE A PETITION FOR TAX APPEAL FOR THE PREMISES ON WHICH THE PROJECT IS TO BE LOCATED. (FOR USE AS AN OFFICE BUILDING WITH 7 VACANT LOTS FOR PARKING)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Resolution returned to Administration December 20, 1978)

A motion to adopt the resolution conditioned that the ground between its building foundation and the nearest lines, thereto, of Market Street and McCarter Highway are continuously devoted to parking for vehicles of tenants, occupants and visitors, in a manner substantially conforming with the site plan, dated August 31, 1978, prepared for Old Aspen Corporation for the location 1-25 Alling Street was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO BROAD AND MARKET TAVERN, A CORPORATION AND JACK L. COHEN, ESQ., ITS ATTORNEY, 100 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, SUM OF \$375.85, FOR RETAIL CONSUMPTION LICENSE #C216, FOR 1978-1979 TERM, MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL DENIED RENEWAL OF THE LICENSE; \$700., \$70. ADMINISTRATIVE COSTS AND \$50.83 PER MONTH FOR PERIOD OF FIVE MONTHS REPRESENTING THE MONTHLY PRO RATA SHARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution returned to Administration January 3, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION GRANTING FIREWORKS DISPLAY PERMIT TO SAN MICHELE ARCANGELO, MOUNT CARMEL CHURCH, OF THE CITY OF NEWARK FOR FIREWORKS DISPLAY ON MAY 17, 18, 19 AND 20, 1979 THROUGH THE ROUTE OF PROCESSION, AND APPROVING INDEMNITY BOND THEREFOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

May 2, 1979

7-R-f.                    RESOLUTION REAPPOINTING JOSEPH E. LARDIERE, 63 RICHELIEU TERRACE, NEWARK, NEW JERSEY AND ROBERT A. RADECKE, 53 MONTICELLO AVENUE, NEWARK, NEW JERSEY, SPECIAL POLICEMAN FOR YEAR ENDING DECEMBER 31, 1979. (ARSON SQUAD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$22,651.59 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.                    RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PARKING TAXES FOR 1978 TOTALLING \$5,996.14 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENT SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$258,006.53 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1971, 1973, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:



May 2, 1979

1412

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$258,743.25 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGMENTS, STATE BOARD JUDGMENTS FOR YEARS 1972, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION REQUESTING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CARMELLA NIGRO, WIDOW, OWNER OF PREMISES 97 - 14TH AVENUE, BLOCK 274, LOT 4, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO LEASE EXTENSION AGREEMENT, COPY ANNEXED HERETO, WITH UNITED STATES OF AMERICA, GENERAL SERVICES ADMINISTRATION, PUBLIC BUILDINGS SERVICE, TENANT FOR APPROXIMATELY 3,221 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED ON THE GROUND FLOOR AND MEZZANINE LEVEL OF 972 BOARD STREET, BLOCK 882, LOT 74, NEWARK, NEW JERSEY FOR A SIX (6) MONTH PERIOD FROM JANUARY 1, 1979 TO JUNE 30, 1979 AT A RENTAL OF SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.) PAYABLE AT A RATE OF ONE THOUSAND, TWO HUNDRED AND FIFTY (\$1,250.) PER MONTH, PURSUANT TO N.J.S.A. 40A:12-14(b).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

May 2, 1979

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A", TOTALLING \$296,110., BEING THE HIGHEST BIDS. (CITY OF NEWARK/BEAT INFLATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO PARTIAL CONSENT ORDER TO VACATE FORECLOSURE JUDGEMENT ON BLOCK 1914, LOT 61, 192-194 THIRD STREET, FORECLOSED IN AN ACTION, IN-REM (DOCKET NO. F-6827-76; CLAIM NO. 1058), IN SUPERIOR COURT OF NEW JERSEY, CITY OF NEWARK VS. BLOCK 15, LOT 38 ETALS; MARTIN B & R AND BLACKWELL, D. WERE LISTED AS OWNERS ON RECORD; PAYMENT IN FULL MADE JANUARY 23, 1978 AND APPLIED TO SAID ACCOUNT ON SAID DATE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING TAX COLLECTOR TO ENTER INTO CONSENT ORDER TO VACATE FORECLOSURE JUDGEMENT AGAINST JOHNNY AND NITE COE, OWNERS OF PROPERTY 155 FAIRMOUNT AVENUE, BLOCK 258, LOT 41; TOTAL ARREARAGE SUM OF \$1,141.30 DUE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON THE DATE OF REDEMPTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO PARTIAL CONSENT ORDER TO VACATE FORECLOSURE JUDGEMENT ON ATTACHED SCHEDULE; TOTAL ARREARAGE SUM DUE THE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON THE DATE OF REDEMPTION.

May 2, 1979

1413

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant.

Councilman Tucker said on these court judgements, his concern is that the form not only should deal with delinquent taxes, but it should also basically let the Council know what the delinquent sewer charges are, also delinquent water charges. What is happening, the Court takes jurisdiction over the taxes, but he thinks we should also have jurisdiction over whether or not the water bill is paid, whether our sewer taxes or other liens are paid. We should apprise the Law Department that we would want the water bills, the sewage charges and we want to know whether or not they are current and what are their stated intent with regard to any kind of a judgement that we are possibly considering to be entered into.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING TAX COLLECTOR TO ENTER INTO CONSENT ORDER/INSTALLMENT AGREEMENT WITH HARMOND MORRISON ENTERPRISES, INC., OWNER OF RECORD, INDICATED ON ANNEXED SCHEDULE "A" FOR AMOUNT SHOWN THEREON TO VACATE FORECLOSURE JUDGEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

With respect to Resolutions 7-R-n, 7-R-o, 7-R-p and 7-R-q, the City Clerk was directed to communicate with Administration directing that in all future actions of this nature the Administration should supply the Municipal Council with any and all delinquent water and sewer charges on the properties involved. This will give the Municipal Council more complete information and enable them to better judge the requests from Administration.

7-R-r.

RESOLUTION AMENDING RESOLUTION 7-R-bh, MARCH 21, 1979, CONTRACT ACCEPTING GRANT AWARD FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, SUM OF \$62,500. FOR PERIOD JANUARY 1, 1979 TO MARCH 31, 1979, BY CHANGING MARCH 31, 1979 TO

May 2, 1979

APRIL 30, 1979. (TOTAL FUNDING \$100,346., UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE-\$62,500., CITY OF NEWARK-IN-KIND MATCH (PERSONNEL)-\$37,846. (CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$200. PAYABLE TO DONALD B. HANNON, UPON RECEIPT BY CORPORATION COUNSEL OF ANY AND ALL DOCUMENTS DEEMED NECESSARY BY HIM, FOR DAMAGES TO HIS AUTOMOBILE BY 1975 DIAMOND TRUCK BEING OPERATED BY EMPLOYEES OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY FIVE DOLLARS (\$25.) TO MR. ALTON PERGRAM FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FIFTEEN DOLLARS (\$15.) TO MR. HERMAN MOORE FOR GARAGE LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

May 2, 1979

7-R-v.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 2,100 SQUARE FEET OF OFFICE SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, ROOM 1400, BLOCK 18, LOTS 27 AND 28, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF FOUR THOUSAND TWO HUNDRED DOLLARS (\$4,200.) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 10,200 SQUARE FEET OF PARKING LOT SPACE OF CITY-OWNED PROPERTY LOCATED AT 223 MARKET STREET, BLOCK 147, LOT 53 AND 43-45 CLINTON STREET, BLOCK 147, LOTS 13 AND 15, NEWARK, NEW JERSEY, FOR A FIVE (5) YEAR TERM AT THE MINIMAL RENTAL DESCRIBED ON ANNEXED SCHEDULE "A" AND PURUSANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AMENDING RESOLUTION 7-R-bt, MARCH 21, 1979, APPLICATION TO COMMISSIONER OF ENVIRONMENTAL PROTECTION FOR A GRANT IN AMOUNT OF \$2,673,325., BY INCREAS-  
ING AMOUNT TO \$12,178,325. WHICH IS EQUAL TO 50% OF THE ESTIMATED PROJECT COST  
ACCORDING TO FOLLOWING SCHEDULE LISTED ON THE D.E.P. PROGRAM PARTICIPATION INTEREST  
FORM (VGB 049) (PURPOSE OF AMENDING 1979 GREEN ACRES PARTICIPATION PROGRAM IS TO  
IDENTIFY PROJECTS BEING CONSIDERED BY CITY OF NEWARK FOR FUNDING UNDER THE URBAN PARKS  
AND RECREATION RECOVERY PROGRAM ADMINISTERED BY UNITED STATES DEPARTMENT OF INTERIOR,  
HERITAGE CONSERVATION AND RECREATION SERVICE THROUGH THE NEW JERSEY DEPARTMENT OF  
ENVIRONMENTAL PROTECTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

May 2, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING MAYOR TO FILE WITH UNITED STATES DEPARTMENT OF LABOR-  
EMPLOYMENT AND TRAINING ADMINISTRATION A PRE-APPLICATION FOR FEDERAL ASSISTANCE UNDER  
THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FOR FISCAL YEAR BEGINNING OCTOBER 1, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION RATIFYING CONTRACT WITH ESSEX COLLEGE OF BUSINESS FOR PERIOD  
APRIL 23, 1979 TO MAY 2, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S  
OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ESSEX COLLEGE OF BUSINESS  
TO PROVIDE AN EXECUTIVE SECRETARIAL PROGRAM FOR 20 PARTICIPANTS FOR PERIOD MAY 3, 1979  
TO FEBRUARY 3, 1980 (INSTRUCTIONAL PERIOD OF CONTRACT FROM APRIL 23, 1979 TO DECEMBER  
24, 1979); AMOUNT OF CONTRACT NOT TO EXCEED \$34,500.; SOURCE OF FUNDS - COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9106-10 (STIP TITLE III, ROUND II)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

Not Voting: Councilwoman Villani.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN  
AMOUNT OF \$150,000. TO KERRY JONES, ALBERT JONES AND DOLLY JONES, AND THOMAS R. ASHLEY  
AND KENNETH H. WILLIAMS, THEIR ATTORNEYS, 24 COMMERCE STREET, NEWARK, NEW JERSEY, UPON  
RECEIPT OF A GENERAL RELEASE AND STIPULATION OF DISMISSAL; KERRY JONES ALLEGED THAT A  
POLICE OFFICER USED EXCESSIVE FORCE IN TRYING TO EFFECT AN ARREST. (INSTITUTED SUIT  
IN SUPERIOR COURT, LAW DIVISION AGAINST CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

May 2, 1979

7-R-bc. RESOLUTION AUTHORIZING THE CUSTODIAN OF SCHOOL MONIES TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS, TO ASSIST IN THE RECONCILIATION OF THE BOARD OF EDUCATION INTERNAL CAPITAL ACCOUNT TO REFLECT THE CITY'S CAPITAL ACCOUNT AND MAKE ADJUSTMENT AS AGREED UPON BY THE SCHOOL BOARD AND THE CITY FOR SUM OF \$10,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO TRANSFER ALL PROCEEDS RESULTING FROM THE SALE OF LAND PARCELS LOCATED IN URBAN RENEWAL AREAS THAT HAVE BEEN FINANCIALLY CLOSED-OUT UNDER THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CATEGORICAL PROGRAM SETTLEMENT GRANT PROGRAM TO THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT TO BE APPLIED TOWARD THE CITY'S REQUIRED 20% CONTRIBUTION UNDER ITS HOUSING AND COMMUNITY DEVELOPMENT FIFTH YEAR PROGRAM AND FINANCIAL AND PROGRAMMATIC CLOSE-OUT OF OUTSTANDING URBAN RENEWAL PROJECTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF NEWARK AND THE HOUSING AUTHORITY OF THE CITY OF NEWARK TO EFFECTUATE AN EARLY FINANCIAL CLOSEOUT OF N.J.R-32, CENTRAL WARD URBAN RENEWAL PROJECT; N.J.R-38, LOWER CLINTON HILL URBAN RENEWAL PROJECT; N.J.R-50, EDUCATIONAL CENTER URBAN RENEWAL PROJECT; AND N.J.R-123, ST. BENEDICT'S URBAN RENEWAL PROJECT, UTILIZING URGENT NEEDS AND COMMUNITY DEVELOPMENT BLOCK GRANT REGULATIONS ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 P. L. 93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

1119  
May 2, 1979

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Carrino said he understands these things have to be done. He asked whether it was true along with these closeouts we are obligated to spend City money to go into that budget in order to closeout the projects.

Councilman Tucker indicated to the best of his knowledge, we have in the past three years given a contract to the Housing Authority. In the contract with them they have a debt service and mortgage amortization on all those Urban Renewal Projects. They have a direct relationship with HUD which means those funds have to be paid back to HUD. What we are dealing with right now is that if they have funds, currently on board right now that were not expended, Resolution 7-R-bb deals with that, what we are saying they can expend those funds to pay the debt service. Right now HUD is saying they have to pay it, they are not asking the City to pay it. The resolution basically authorizes them to close it out. HUD has been trying to close out Urban Renewal Projects for quite some time. When they say close out, what they are really talking about is the City giving them back the money that they gave us to acquire the land. This closeout is used in HUD - CDA money, paying HUD back the original amount they forwarded to the City of Newark. We can ask Acting Executive Director Hill to give a report to the Council on the closeout situation.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH ELSON T. KILLAM ASSOCIATES, INCORPORATED FOR UNDERTAKING DESIGN OF NEWARK MEADOWS STORMWATER PUMPING STATION; CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a); FUNDS PROVIDED BY ORDINANCE 6-S & F-c, JULY 12, 1978; CONTRACT NOT TO EXCEED \$399,000. FOR DESIGN SERVICES AND \$225,000. FOR CONSTRUCTION SUPERVISION AND RELATED SERVICES. (TALLING \$624,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:



May 2, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION ASSIGNING INTEREST OF PROPERTY OF HAROLD HERNANDEZ LOCATED AT 623 NORTH 6TH STREET, BLOCK 640, LOT 33, WHO WAS THE HIGHEST BIDDER AT PUBLIC AUCTION HELD JANUARY 5, 1979 TO DIANE CASTIGLIONE AND NANCY PRICE; PURSUANT TO ORDINANCE 6-S & F-j, JANUARY 4, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION RECOGNIZING THE OCCASION OF THE 2ND ANNUAL ROSEVILLE DAY PARADE SPONSORED BY THE ROSEVILLE COALITION WHICH IS SCHEDULED TO TAKE PLACE ON SATURDAY, MAY 5, 1979, AT 10:00 A. M.; FURTHER, EXTENDING WARM GREETINGS AND GOOD WISHES FROM THE NEWARK MUNICIPAL COUNCIL TO ALL ROSEVILLE RESIDENTS AND OTHER CITIZENS OF OUR CITY, AS WELL AS THE MANY ORGANIZATIONS WHO WILL PARTICIPATE IN THIS YEAR'S CELEBRATION AND FESTIVITIES, was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION COMMENDING MASTER SERGEANT VINCENT PUZZO, UNITED STATES AIR FORCE RESERVE, FOR 33 YEARS OF OUTSTANDING AND MERITORIOUS ACCOMPLISHMENTS IN THE SERVICE OF HIS COUNTRY AS WELL AS FOR HIS DEEP DEVOTION TO MANY WORTHWHILE FRATERNAL, CIVIC, EDUCATION AND REHABILITATION PROGRAMS IN OUR COMMUNITY. FURTHER, THAT IN SERVING HIS COUNTRY AND THE AFOREMENTIONED ORGANIZATIONS, MASTER SERGEANT PUZZO HAS GIVEN HIS SPLENDID ABILITIES, HIS TIME AND UNSELFISH EFFORTS, THE NEWARK MUNICIPAL COUNCIL DOES HEREBY RECOGNIZE THE EXEMPLARY ACHIEVEMENTS OF MASTER SERGEANT PUZZO AS BEING A TRUE INSPIRATION TO OTHERS IN OUR COMMUNITY, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

May 2, 1979

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE BUSINESS ADMINISTRATOR'S OFFICE REQUESTING THAT THE AREA OF SEVENTEENTH AVENUE BETWEEN BERGEN STREET AND FAIRMOUNT AVENUE BE DECLARED A "DISASTER AREA", was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO PREPARE RESOLUTION COMMENDING AND OFFICIALLY RECOGNIZING THE OUTSTANDING ACCOMPLISHMENTS OF DOCTOR GWENDOLYN GOLDSBY GRANT, NOTED PSYCHOLOGIST, EDUCATOR, LECTURER AND AUTHOR FOR PRESENTATION AT THE MAY 16, 1979 MEETING OF THE MUNICIPAL COUNCIL, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RUCK, RECEIVED APRIL 23, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-g) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO ESTABLISH CERTAIN 35 HOUR POSITIONS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see 6-F-f, on page 6 in the minutes of this meeting)

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 23, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-4, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON PARK PLACE AND ATLANTIC STREET."

(Deleting Park Place, East side, from Raymond Boulevard to Park Street; east side from a point 360' north of the north curb line of Park Street to Center Street;

May 2, 1979

east side, from Saybrook Place to Fulton Street; west side, from Raymond Boulevard to Centre Street; west side, from Park Place to Broad Street

Atlantic Street, both sides, from Lombardy Street to Bridge Street

Adding, Park Place, East side, from Raymond Boulevard to Park Street; east side, from a point 260' north of the north curb line of Park Street to Centre Street; east side, from Saybrook Place to Fulton Street; west side, from Mulberry Street to Park Street

Atlantic Street, West side, from Lombardy Street to Bridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented PROPOSED "ORDINANCE NAMING AND DESIGNATING THE CITY PARK LOCATED AT THE CORNER OF SCHLEY STREET AND CHANCELLOR AVENUE AS "BRUCE BRANCH MEMORIAL PARK".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Grant.

Councilman Martinez said he is in favor of something like this but he would like to bring to the attention of this Council, in September of 1976, the Ironbound Little League Park was designated "Ralph A. Villani Memorial Park." We are talking about 2½ years ago, still nothing has been done, no signs, no literature and he doesn't know if the same is going to happen to this ordinance. He hoped that a copy of this ordinance would be forwarded to Director of Recreation and Parks Washington and Traffic and Signals Manager Palumbo.

President Harris suggested these individuals be invited to meet with the Council at their special conference, May 8, 1979, to find out why, to this date, this has not been expedited.

The City Clerk was directed to invite Director of Recreation and Parks Washington and Traffic and Signals Manager Palumbo to meet with the Council at their special conference May 8, 1979 to discuss this item.

The motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was adopted by the following votes:

May 2, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 24, 1979, ENCLOSING PROPOSED "ORDINANCE GRANTING TO ALBERT L. AND JEANNE IOZZI AND THEIR ASSIGNS AN EASEMENT THROUGH CITY OF NEWARK LANDS IN WEST MILFORD TOWNSHIP FOR PURPOSES OF UTILITY ACCESS AND EGRESS TO IOZZI OWNED BLOCK 518, LOT 20 UPON PAYMENT OF TWENTY FIVE HUNDRED DOLLARS (\$2,500.) AND THE COSTS OF PUBLICATION OF THIS ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK RECEIVED APRIL 24, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, TO ADD ARTICLE 9, OFFICE OF REAL PROPERTY, AND TO REPEAL TITLE TWO, CHAPTER NINE B, ARTICLE 5, DIVISION OF SURPLUS PROPERTY, SECTIONS 7 AND 8, AND TO AMEND TITLE TWO, CHAPTER TWO, ARTICLE 23, REAL ESTATE COMMISSION, SECTION 116 (TO CREATE THE OFFICE OF REAL PROPERTY, DEPARTMENT OF ADMINISTRATION, REPEAL THE DIVISION OF SURPLUS PROPERTY, GENERAL SERVICES DEPARTMENT, AND TO PROVIDE FOR INTERAGENCY COOPERATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 24, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND

ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO.  
(TO CREATE THE TITLE AND SALARY RANGES FOR CERTAIN POSITIONS IN THE DEPARTMENT OF  
ADMINISTRATION, OFFICE OF REAL PROPERTY)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 24, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE CERTAIN TITLES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 24, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN CITY OF NEWARK, LANDLORD, AND THE NEW WELL NARCOTIC REHABILITATION CENTER, INC., A NON-PROFIT CORPORATION, TENANT, FOR APPROXIMATELY 3,060 SQUARE FEET OF SPACE ON FIRST FLOOR OF THE RESIDENTIAL BUILDING, LOCATED AT 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, FOR THE PERIOD FROM APRIL 4, 1979 TO AUGUST 31, 1979, PURSUANT TO N.J.S.A. 40A:12-14(c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 16, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

1425

May 2, 1979

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979,  
ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF  
THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A  
PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting Council Committee report was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979,  
ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED  
ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966." (RENT DECREASES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting Council Committee report was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from April 10, 1979 to April 24, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Polish Falcons of America Nest 104	7755 (Amended)
St. Francis Xavier Parent School Guild	7782 (Amended)
St. Benedict's Church	7937
Queen of Angels Roman Catholic Church	7946
St. Michael's Church	7949
St. Michael's Seton Library Guild	7950
St. Columba Roman Catholic Church	7952

May 2, 1979

1425

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
The Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey	7943
Parents Association of Benedict's Elementary School	7944
Sacred Heart Church of Vailsburg	7945
Essex West Hudson Federation of Holy Name Societies	7947
Project Link Educational Center Parent Teacher Group	7948
St. Francis Xavier Roman Catholic Church	7951
North Ward Educational and Cultural Center, Inc.	7953
Immaculate Conception Church Rosary Society	7954
Boys Clubs of Newark, Inc. - Central Unit Ward	7956
Boys Clubs of Newark, Inc. - Central Unit Ward	7957

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

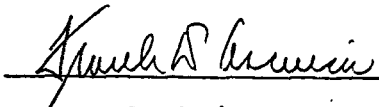
ADJOURNMENT.


A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:45 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President





Newark, New Jersey, May 16, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:05 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John G. Ragin, St. Luke African Methodist Episcopal Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Carrino arrived at 8:15 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 8, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At the request of President Harris, the audience arose for a moment of silent prayer for the late Elizabeth Martinez, wife of Councilman Henry Martinez.

(Councilman Carrino arrived at 8:15 P. M.)

Councilman Tucker read Motion 7-M-b adopted by the Municipal Council at their regular meeting May 2, 1979.

"A MOTION COMMENDING MASTER SERGEANT VINCENT PUZZO, UNITED STATES AIR FORCE RESERVE, FOR 33 YEARS OF OUTSTANDING AND MERITORIOUS ACCOMPLISHMENTS IN THE SERVICE OF HIS COUNTRY AS WELL AS FOR HIS DEEP DEVOTION TO MANY WORTHWHILE FRATERNAL, CIVIC, EDUCATION AND REHABILITATION PROGRAMS IN OUR COMMUNITY; FURTHER, THAT IN SERVING HIS COUNTRY AND THE AFOREMENTIONED ORGANIZATIONS, MASTER SERGEANT PUZZO HAS GIVEN HIS SPLENDID ABILITIES, HIS TIME AND UNSELFISH EFFORTS, THE NEWARK MUNICIPAL COUNCIL DOES HEREBY RECOGNIZE THE EXEMPLARY ACHIEVEMENTS OF MASTER SERGEANT PUZZO AS BEING A TRUE INSPIRATION TO OTHERS IN OUR COMMUNITY."

May 16, 1979

Councilman Tucker commended Sergeant'Puzzo for his outstanding and meritorious accomplishments.

Councilman Tucker, on behalf of the Municipal Council, presented an inscribed copy of this motion to Master Sergeant Vincent Puzzo.

Sergeant Puzzo thanked the Municipal Council for their commendation. He said he enjoys serving his community and country and will continue to do so in the future.

Councilman James read Resolution 7-R-e adopted by the Municipal Council at their regular meeting April 18, 1979.

RESOLUTION DESIGNATING THE WEEK OF MAY 28 THROUGH JUNE 3, 1979, "VIETNAM VETERANS' WEEK."

WHEREAS, members of the Armed Forces of the United States who served in Southeast Asia during the Vietnam conflict performed such service under the most trying conditions because of the lack of domestic support for the conflict and because of the nature of the conflict itself; and

WHEREAS, the battlefield performance of America's soldiers, sailors, marines, and airman during the Vietnam conflict was by all measures the equal of that of their counterparts in previous conflicts; and

WHEREAS, an adverse image has often been unfairly attached to the Vietnam veteran as an individual because of the controversial nature of the Vietnam conflict; and

WHEREAS, the Nation has never fully expressed its gratitude to those who gave a substantial portion of their lives at their Government's request and in the name of the people of the United States to serve in such conflict;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That the week of May 28 through June 3, 1979, is officially designated "Vietnam Veterans' Week," in grateful recognition and remembrance of those soldiers who faithfully served the United States armed forces through the nation's bitter and difficult involvement in Southeast Asia.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the President, leaders of Congress, and the United States Conference of Mayors, and the Greater Newark Council on Veterans' Affairs.

Councilman James, on behalf of the Municipal Council, presented an inscribed copy of this resolution to Saidi Nguvu and Mr. Willie H. Stevens, representing the New Jersey Institute of Technology.

Mr. Stevens thanked the Municipal Council for the presentation of this resolution.

May 16, 1979

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.           The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF MARCH, 1979.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

4-b.           The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MARCH 14, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

4-c.           The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MARCH 14, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

4-d.           The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MARCH 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

4-e.           The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MARCH 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilwoman Villani and adopted by the following votes:

May 16, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

4-f. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH  
AND WELFARE, FOR THE MONTHS OF JANUARY AND FEBRUARY, 1979.

A motion that the Report be received and placed on file was made by Councilman  
James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

4-g. The City Clerk presented ANNUAL REPORT OF NEWARK FIRE DEPARTMENT, FOR THE YEAR  
1978.

A motion that the Annual Report be received and placed on file was made by  
Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES  
OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 28, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani,  
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

4-i. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF  
TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 28, 1979.

A motion that the Copy of Minutes be received was made by President Harris,  
seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

4-j. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY CITY  
PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF APRIL, 1979.

A motion to approve the Report of Contracts Awarded was made by Councilman  
Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR THE ERECTION OF VARIOUS TYPES OF ANTENNAE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 31-33 ESTHER STREET, BLOCK 2410, LOT 11, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Newark Housing Authority Senior Systems Analyst Louis Riccio met with the Council May 15, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

May 16, 1979

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-4, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON PARK PLACE AND ATLANTIC STREET.

(Section 23:5-1 - Parking Prohibited At All Times

Deleting Park Place, East side, from Raymond Boulevard to Park Street;  
east side from a point 360' north of the north curb  
line of Park Street to Centre Street; east side, from  
Saybrook Place to Fulton Street; west side, from Raymond  
Boulevard to Centre Street; west side, from Park Place  
to Broad Street.

Atlantic Street, both sides, from Lombardy Street to Bridge Street.

Adding Park Place, East side, from Raymond Boulevard to Park Street; east  
side, from a point 360' north of the north curb line of  
Park Street to Centre Street; east side, from Saybrook  
Place to Fulton Street, west side, from Mulberry Street to  
Park Street.

Atlantic Street, West side, from Lombardy Street to Bridge Street.

Section 23:5-4 - Parking Limited To One Hour

Adding Park Place, West side, beginning at the southerly curb line extension  
of East Park Street and extending 215 feet southerly  
therefrom, from 9:30 A. M. to 4:00 P. M., except Sundays.

Atlantic Street, East side, from Lombardy Street to Bridge Street,  
from 9:30 A. M. to 4:00 P. M., except Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker,  
seconded by Councilman Carrino and declared adopted by President Harris by the following  
votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance  
is declared adopted on first reading and the City Clerk is hereby authorized and directed  
to advertise said ordinance and give public notice of its introduction and passage on  
first reading as provided by law. This ordinance will come up for a public hearing and

May 16, 1979.

be considered for further action on June 6, 1979.

6-F-d. The City Clerk read AN ORDINANCE NAMING AND DESIGNATING THE CITY PARK LOCATED AT THE CORNER OF SCHLEY STREET AND CHANCELLOR AVENUE AS "BRUCE BRANCH MEMORIAL PARK."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

6-F-e. The City Clerk read AN ORDINANCE GRANTING TO ALBERT L. AND JEANNE IOZZI AND THEIR ASSIGNS AN EASEMENT THROUGH CITY OF NEWARK LANDS IN WEST MILFORD TOWNSHIP FOR PURPOSE OF UTILITY ACCESS AND INGRESS AND EGRESS TO IOZZI OWNED BLOCK 518, LOT 20, UPON PAYMENT OF TWENTY-FIVE HUNDRED DOLLARS (\$2,500.) AND THE COSTS OF PUBLICATION OF THIS ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

1434  
May 16, 1979

6-F-f.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, TO ADD ARTICLE 9, OFFICE OF REAL PROPERTY, AND TO REPEAL TITLE TWO, CHAPTER NINE B, ARTICLE 5, DIVISION OF SURPLUS PROPERTY, SECTIONS 7 AND 8, AND TO AMEND TITLE TWO, CHAPTER TWO, ARTICLE 23, REAL ESTATE COMMISSION, SECTION 116. (TO CREATE THE OFFICE OF REAL PROPERTY, DEPARTMENT OF ADMINISTRATION, REPEAL THE DIVISION OF SURPLUS PROPERTY, GENERAL SERVICES DEPARTMENT AND TO PROVIDE FOR INTERAGENCY COOPERATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGES FOR CERTAIN POSITIONS IN THE DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

With respect to Ordinances 6-F-f and 6-F-g, Councilman Tucker requested the Council direct the City Clerk to again request Business Administrator Buck to supply



May 16, 1979

1435

them with an appropriate organization chart covering the proposed Office of Real Property, in the Department of Administration. In particular, the Council would like a list of the specific Civil Service titles involved and their number as well as data concerning HCDA and CETA positions to be utilized by the new agency. The report should also indicate the names, titles and current salaries of all personnel to be assigned to the Office of Real Property, to what agency these employees are presently assigned, and source of funding for the new agency (Federal, City, etc.). This information should be submitted prior to the Council's next regular meeting on June 6, 1979.

6-F-h. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE CERTAIN TITLES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are seven and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

6-F-i. The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NEW WELL NARCOTIC REHABILITATION CENTER, INC., A NONPROFIT CORPORATION, TENANT, FOR APPROXIMATELY 3,060 SQUARE FEET OF SPACE ON THE FIRST FLOOR OF THE RESIDENTIAL BUILDING, LOCATED AT 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, FOR THE PERIOD FROM APRIL 4, 1979 TO AUGUST 31, 1979, PURSUANT TO N.J.S.A. 40A:12-14(c).

(In lieu of rent, tenant shall pay for utilities, heat and maintenance of leased premises)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the

May 16, 1979

following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 6, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 6, CHAPTER 1, ARTICLE 27 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 6, Chapter 1, Article 27 (License and Registration fees; exemption for "seeing eye" dogs) of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows:

6:1-27 -- License and Registration Fees; Exemption for "Seeing Eye" Dogs.

(a) The person applying for the license and registration tag shall pay a fee of \$5.50 for each dog, male or female, and also the sum of 50 cents additional for the registration tag of each dog.

(b) For each annual renewal the fee for the license and for the registration tag shall be the same as for the original license tag.

(c) There shall be a fee of \$11.00 for the license and registration tag for a two year period.

(d) Dogs used as guides for blind persons and commonly known as "seeing eye" dogs, shall be licensed and registered as other dogs hereinbefore provided for, except that the owner or keeper of such dog shall not be required to pay any fee therefor.

Section 2. Any prior Ordinance inconsistent with the above is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR ORAL SURGEON, P. T., 6 HOURS PER WEEK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title, title code, annual minimum and annual maximum salaries as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Oral Surgeon, P.T., 6 hrs./wk. 191901	\$ 8,599	\$ 8,599

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by President

May 16, 1979

Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ESTABLISH A 37½ HOUR WORK WEEK FOR CERTAIN POSITIONS IN THE OFFICE OF THE CITY CLERK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,  
NEW JERSEY:

1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor" adopted May 4, 1977 (6-S&F-e) as amended, be and the same is hereby amended by establishing a 37½ hour work week for the following positions and adjusting the minimum and maximum salaries, therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Analyst, City Clerk (37½ Hours) 701020	\$26,650.	\$32,394.
Administrative Assistant, City Clerk (37½ Hours) 999463	\$25,381.	\$30,790.
Chief Accountant, City Clerk (37½ Hours) 241030	\$21,925.	\$26,650.
Analyst, City Clerk (37½ Hours) 701150	\$21,925.	\$26,650.

Section 2. Each incumbent in the title in the hereinabove noted positions who transfers from a 30 hour work week to a 37½ hour work week shall be accorded transfer to the new salary range as follows: Incumbents who are in the 1st year increment step shall transfer to the 1st year increment step (minimum); incumbents who are in the 2nd year increment step shall transfer to the 2nd year increment step; incumbents who are in the 3rd year increment step shall transfer to the 3rd year increment step; incumbents who are in the 4th year increment step shall transfer to the 4th year increment step; incumbents who are in the 5th year increment step shall transfer to the 5th year increment step (maximum).

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary, therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO ESTABLISH CERTAIN 35 HOUR POSITIONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "an ordinance creating permanent positions in the Department of Law and establishing salaries therefor," (6S&Fg) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to add thereto the following:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Clerk, Law Department (35 hours) 690010	\$ 17,179	\$ 20,881
Claims Examiner (35 hours) 530020	9,461	11,074
Clerk-Typist (35 hours) 654310	7,060	8,581
Investigator, Law Department (35 hours) 122900	12,209	14,840

May 16, 1979

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Legal Stenographer (35 hours) 653130	\$10,547	\$12,819
Private Secretary (35 hours) 999102	13,460	16,369
Senior Investigator, Law Department (35 hours) 123900	14,840	18,038
Senior Clerk-Stenographer (35 hours) 653060	8,581	10,236
Senior Legal Stenographer (35 hours) 653150	9,748	11,628
Receptionist, KOT (35 hours) 999353	8,581	10,236

Section 2. This ordinance shall take effect upon the final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND  
ESTABLISHING SALARIES THEREFOR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. There is hereby created in the Department of General Services the following permanent and other positions and there is also hereby established as set forth, the respective title, title-code, annual minimum and annual maximum salaries opposite the respective titles therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$ 6,402	\$ 7,783
Account Clerk, Typing 252150	6,402	7,783
Administrative Analyst 701050	12,819	15,582
Administrative Secretary 191105	10,236	12,209
Architectural Draftsman 121095	9,748	11,628
Assistant Building Super- intendent 111300	7,783	9,461
Assistant Chief, Division of Public Buildings 112300	11,074	13,460
Assistant Chief Clerk, Director's Office 102500	10,236	12,209
Assistant Chief Clerk, Division of Motors 102501	9,461	11,074
Building Maintenance Worker Foreman 181090	9,461	11,074
Building Service Worker 181070	6,402	7,783
Building Superintendent 180100	8,581	10,236
Chief Clerk, Department of General Services 103500	14,840	18,038
Chief Clerk, Division of Public Buildings 102502	10,547	12,819
Chief Clerk, Division of Motors 102503	10,547	12,819
Clerk 651070	5,807	7,060
Clerk-Typist 654310	6,098	7,412
Director, Department of General Services 175900	27,563	27,563
Elevator Operator 022020	6,402	7,783
Foreman, Parks and Grounds 112301	10,547	12,819

May 16, 1979

General Foreman, Parks and Grounds (40 hours) 112302	\$11,628	\$14,130
Manager, Division of Motors 174900	23,021	23,021
Manager, Division of Public Buildings 173901	16,369	19,887
Manager, Division of Parks and Grounds 173902	15,582	18,940
Manager, City Owned Property 173903	16,369	19,887
Messenger 643130	5,807	7,060
Parking Lot Attendant 094050	8,581	10,236
Principal Account Clerk 252040	7,783	9,461
Principal Clerk 651040	7,412	9,010
Principal Clerk-Stenographer 653030	7,783	9,461
Project Coordinator, Depart- ment of General Services 153906	14,130	17,179
Purchasing Expeditior 662030	9,461	11,074
Senior Accountant 241120	11,074	13,460
Senior Account Clerk 252080	7,412	9,010
Senior Account Clerk, Typing 252090	7,412	9,010
Senior Clerk 651060	6,402	7,783
Senior Clerk Stenographer 653060	7,412	9,010
Senior Clerk Typist 654290	6,723	8,173
Senior Maintenance Repairman Sheet Metal (40 hours) 999316	9,010	10,547
Senior Real Estate Maintenance Inspector 540011	13,460	16,369
Senior Stock Clerk 660380	7,412	9,010
Stock Clerk 660390	6,723	8,173



May 16, 1979

1443

Storekeeper (40 hours) 999790	\$ 8,581	\$ 10,236
Supervising Principal Account Clerk 252030	8,173	9,748
Supervising Principal Clerk Stenographer 653020	8,173	9,748
Supervisor of Accounts, Dir- ector's Office 112500	\$ 12,209	\$14,840
Supervisor of Garage Services (40 hours) 093090	12,209	14,840
Supervisor of Motor Vehicle Accounts 142300	11,628	14,130
Supervisor of Telephone Sys- tems 999260	12,819	15,582
Telephone Operator 630120	6,402	7,783
Watchman (40 hours) 333060	6,723	8,173

Section 2. That the aforementioned ordinance be further amended by creating the positions, title codes, annual minimum, annual maximum salaries therefor, to wit:

<u>POSITION</u>	<u>1st YEAR MINIMUM</u>	<u>2nd YEAR MIDDLE STEP</u>	<u>3rd YEAR MAXIMUM</u>
Assistant Carpenter Foreman (35 hours) 030030	\$16,091	\$16,786	\$17,203
Blacksmith (40 hours) 037030	17,441	18,073	18,613
Body and Fender Repair- man (40 hours) 093210	17,328	18,073	18,613
Carpenter (35 hours) 130060	15,110	15,886	16,380
Carpenter Foreman (35 hours) 030020	16,779	17,619	18,059
Carpenter Helper (35 hours) 030080	12,345	13,147	13,475
Chief Stationary Engin- eer (40 hours) 036020	16,758	18,500	18,962
Electrician (35 hours) 033150	15,110	15,886	16,380

1444

May 16, 1979.

Electrician Foreman (35 hours) 033090	\$ 16,779	\$ 17,619	\$18,102
Electrician Helper (35 hours) 033170	12,345	13,148	13,475
Mason and Plasterer (35 hours) 034130	14,978	15,981	16,380
Mason and Plasterer Foreman (35 hours) 034090	16,805	17,619	18,059
Mason and Plasterer Helper (35 hours) 034150	12,201	13,147	13,475
Mechanic (40 hours) 042120	17,238	18,073	18,613
Mechanic Foreman (40 hours) 042050	19,409	19,974	20,528
Mechanic Helper (40 hours) 042210	14,678	15,222	15,605
Painter (35 hours) 031050	13,423	14,492	14,855
Painter Foreman (35 hours) 031020	15,028	15,981	16,380
Plumber (40 hours) 035080	15,789	16,786	17,203
Plumber Foreman (40 hours) 035020	17,059	17,619	18,614
Refrigeration Engineer (40 hours) 036210	15,133	16,786	17,203
Stationary Engineer (40 hours) 036050	15,133	16,786	17,203
Stationary Fireman (40 hours) 036070	14,403	15,222	15,605
Supervisor of Mechanical Repairs (40 hours) 042020	16,704	17,619	18,059
Welder (40 hours) 037080	17,441	18,073	18,613

Section 3. That the aforementioned ordinance be further amended by creating the positions, title codes, minimum, middle and hourly salaries therefor, to wit:

<u>POSITION</u>	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Building Maintenance Worker (35 hours) 181120	\$ 3.82	\$ 4.13	\$ 4.51
Dispatcher (40 hours) 634080	4.56	4.91	5.33

May 16, 1979

Garage Attendant (40 hours) 093260	\$ 4.32	\$ 4.55	\$ 4.87
Gardener (40 hours) 154050	3.96	4.26	4.64
Laborer (40 hours) 121600	3.96	4.26	4.64
Laborer, Public Buildings (35 hours) 121601	4.02	4.51	4.99
Park Caretaker (40 hours) 151250	3.96	4.26	4.64
Senior Garage Attendant (40 hours) 093250	4.49	4.71	4.94
Tree Climber (40 hours) 152110	4.26	4.56	4.81
Truck Driver (40 hours) 091030	4.56	4.91	5.33

Section 4. "Increment shall mean an annual increase" granted on January 1st of each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum annual salary is reached (except for positions noted otherwise).

Every person hereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service thereafter receive an increment until such person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

Every employee hereafter promoted to any position herein created shall, except as herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

(a) Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for his position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

Section 5. All prior ordinances or parts of prior ordinances which relate to the above position titles, title codes, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

May 16, 1979

President Harris called for those desiring to be heard on the amendment to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are seven and the no is one. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO UPDATE EXISTING ORDINANCE AND TO PROVIDE TITLES AND SALARIES AS PER REORGANIZATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor", (6S&Fn) adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended by creating the following titles, title codes, the annual minimum and annual maximum salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$ 6,402	\$ 7,783
Account Clerk, Typing 252150	6,402	7,783
Administrative Analyst 701050	12,819	15,582

May 16, 1979

Administrative Secretary 191105	\$ 10,236	\$ 12,209
Administrative Secretary Division of Water/Sewer Utility. 102504	9,461	11,074
Architect 140020	19,887	24,176
Architectural Draftsman 121095	9,748	11,628
Assistant Chemist 999269	8,581	10,236
Assistant Architect 301016	17,179	20,881
Assistant Civil Engineer 500011	17,179	20,881
Assistant Chief Water Service Inspector 169020	11,074	13,460
Assistant Engineer 110160	10,547	12,819
Assistant Chief Clerk, Division of Sanitation 102505	9,461	11,074
Assistant Sanitation Superintendent 064060	11,628	14,130
Assistant Sewer Superintendent 074020	11,628	14,130
Assistant Street & Sidewalk Superintendent 072040	11,628	14,130
Assistant Superintendent of Water Distribution 061090	11,628	14,130
Assistant Superintendent of Water Intake and Supply Mains 061140	11,628	14,130
Assistant Water Conservator 999274	8,173	9,748
Assistant Traffic Engineer 100040	14,840	18,038
Associate Architect 500000	18,940	23,021
Associate Civil Engineer 300021	18,038	21,925
Chief Clerk, Department of Engineering 103501	14,840	18,038
Chief Clerk, Water/Sewer Utilities 102506	10,547	12,819
Chief Clerk, Traffic and Signals 102507	10,547	12,819
Chief Clerk, Streets and Sidewalks 102508	10,547	12,819

May 16, 1979

Chief Engineering Draftsman 500007	\$ 14,130	\$ 17,179
Chief Surveyor, Engineering 154903	19,887	24,176
Chief Water Plant Operator 055400	8,581	10,236
Chief Water Service Inspector 169010	12,819	15,582
Chief of Security, Watershed 999901	18,038	21,925
Chemist, Water 152500	10,236	12,209
Civil Engineer 999971	20,881	25,381
Clerk 651070	5,807	7,060
Clerk Stenographer 653100	6,723	8,173
Clerk Typist 654310	6,098	7,412
Coordinator of Engineering Research and Development 999969	18,940	23,021
Construction Project Manager 400062	18,940	23,021
Data Processing Coordina- tor, Engineering 153500	16,369	19,887
Draftsman 122050	9,461	11,074
Director, Department of Engineering 176900	33,075	33,075
Engineering Aide 124050	8,173	9,748
Engineering Draftsman 121060	9,748	11,628
Estimator of Water Service 169280	9,461	11,074
Environmental Specialist 200113	10,547	12,819
Forester 152010	9,748	11,628
Inspector, Engineering 152501	9,748	11,628
Manager, Division of Sanitation 174901	19,887	24,176
Manager, Division of Streets and Sidewalks 173904	16,369	19,887
Manager, Division of Traffic and Signals 173905	16,369	19,887
Manager, Division of Water/Sewer Utility 175901	20,881	25,381

May 16, 1979

Parking Meter Collector and Repairer 045140	\$ 9,461	\$ 11,074
Pitometer Foreman 055550	10,236	12,209
Principal Account Clerk 252040	7,783	9,461
Principal Account Clerk, Typing 252060	7,783	9,461
Principal Architectural Draftsman 500110	10,547	12,819
Principal Assistant Traffic Engineer 500012	18,038	21,925
Principal Clerk Stenographer 653030	7,783	9,461
Principal Clerk 651040	7,412	9,010
Principal Engineering Aide 124030	9,748	11,628
Principal Engineering Draftsman 121030	10,547	12,819
Principal Engineer 110090	12,819	15,582
Principal Engineer, Water 153501	15,582	18,940
Principal Environmental Specialist 300012	15,582	18,940
Project Coordinator Engineering 154501	18,940	23,021
Reservoir Foreman 051080	10,547	12,819
Sanitation Foreman 050050	10,747	13,019
Sanitation Superintendent 064030	13,460	16,369
Secretarial Assistant 641510	9,461	11,074
Senior Account Clerk 252080	7,412	9,010
Senior Architectural Draftsman 500111	10,236	12,209
Senior Clerk 651060	6,402	7,783
Senior Clerk Stenographer 653060	7,412	9,010
Senior Clerk Typist 654290	6,723	8,173
Senior Engineer 110100	11,628	14,130
Senior Engineering Aide 124040	9,461	11,074
Senior Engineering Draftsman 121040	10,236	12,209

May 16, 1979

Senior Environmental Specialist 200021	\$12,819	\$ 15,582
Senior Inspector, Engineering 152502	10,236	12,209
Senior Sewer Inspector 169080	8,581	10,236
Senior Streets and Sidewalks Inspector 164080	8,581	10,236
Senior Stock Clerk 660380	7,412	9,010
Senior Traffic Enumerator 500114	9,748	11,628
Sewer Foreman 074090	10,547	12,819
Sewer Superintendent 074010	13,460	16,369
Stock Clerk 660390	6,723	8,173
Stock Handler 660310	6,723	8,173
Storekeeper, Water (40 hrs.) 122500	8,581	10,236
Street Foreman 072070	10,547	12,819
Street and Sidewalk Inspector 164190	7,783	9,461
Street Superintendent 072030	13,460	16,369
Structural Engineer 500013	18,940	23,021
Supervisor of Accounts, Director's Office 112501	11,628	14,130
Supervisor of Accounts, 250030	9,010	10,547
Supervising Environmental Specialist 300011	19,887	24,176
Supervising Principal Account Clerk 252030	8,173	9,748
Supervising Principal Clerk 651020	7,783	9,461
Supervising Principal Clerk Stenographer 653020	8,173	9,748
Superintendent of Reserviors 061150.	14,130	17,179
Superintendent of Water Intake and Supply Mains. 061130	14,130	17,179
Superintendent of Water-shed 061110	14,130	17,179



May 16, 1979

145

Superintendent of Water Distribution 061070	\$14,130	\$ 17,179
Supervisor, Water Meter Repairs 053060	10,547	12,819
Supervisor, Water Treatment Plant 801115	7,060	8,581
Timekeeper 261050	7,412	9,010
Traffic Analyst 101090	7,412	9,010
Traffic Enumerator 101170	7,060	8,581
Traffic Engineer 100030	21,925	26,650
Traffic Investigator 101110	9,748	11,628
Traffic Maintenance Foreman 076030	10,547	12,819
Traffic Maintenance Supervisor 300013	15,582	18,940
Traffic Signal Repairman 075150	10,547	12,819
Traffic Signal Superintendent (40 hrs.) 075010	13,460	16,369
Watchman, (40 hrs.) 333060	6,723	8,173
Water Conservator 999307	8,581	10,236
Water Foreman 054120	10,547	12,819
Water Meter Repairman Foreman (40 hrs.) 053200	10,236	12,209
Water Service Inspector (30 hrs.) 169040	9,748	11,628
Water Treatment Plant Operator, (40 hrs.) 055410	7,060	8,581
Yard Foreman, (40 hrs.) 662260	9,748	11,628

Section 2. That the aforementioned ordinance be further amended by the creation of the titles, title codes, salaries as follows, to wit:

<u>POSITION</u>	<u>MINIMUM ANNUAL SALARY</u>	<u>1ST STEP SALARY</u>	<u>MAXIMUM ANNUAL SALARY</u>
Equipment Operator (40 hrs.) 092620	\$14,138	\$15,222	\$15,602
Heavy Equipment Operator (40 hrs.) 092490	16,552	17,619	18,059

May 16, 1979

Mason and Plasterer (35 hrs.) 034130	\$ 14,978	\$ 15,981	\$ 16,380
Mason and Plasterer Helper (35 hrs.) 034150	12,201	13,147	13,475
Mason (35 hrs.) 034050	14,978	15,981	16,380
Mechanic (40 hrs.) 042120	17,238	18,073	18,613
Mechanic Helper (40 hrs.) 042210	14,678	15,222	15,605
Painter (35 hrs.) 031050	13,423	14,492	14,855
Plumber (40 hrs.) 035080	15,789	16,786	17,203
Plumber Foreman (40 hrs.) 035020	17,059	17,619	18,614
Sign Designer, Processor and Letterer (35 hrs.) 031230	15,901	15,981	16,380
Sign Designer, Processor and Letterer Foreman (37½ hrs.) 031200	18,117	18,852	19,323
Supervisor of Equipment Operations (40 hrs.) 092010	19,345	19,425	19,910
Traffic Signal Electrician (35 hrs.) 075080	15,110	15,886	16,380
Traffic Signal Mechanic (35 hrs.) 999267	15,110	15,886	16,380
Welder (40 hrs.) 037080	17,441	18,073	18,613

Section 3. That the aforementioned ordinance be further amended by the creation of the titles, title codes, salaries as follows, to wit:

<u>POSITION</u>	<u>1st YEAR PER HOUR</u>	<u>2nd YEAR PER HOUR</u>	<u>3rd YEAR PER HOUR</u>
Asphalt Raker (40 hrs.) 070150	\$ 5.37	\$ 5.53	\$ 5.70
Asphalt Worker (40 hrs.) 070130	5.07	5.22	5.37
Chlorine Operator (40 hrs.) 055590	4.13	4.44	4.87
Chief Guard, Watershed (40 hrs.) 332010	4.49	4.71	4.94
Guard Watershed 999025 (40 hrs.)	3.96	4.26	4.64
Laboratory Assistant, Water (40 hrs.) 999025	4.13	4.44	4.87
Laborer (40 hrs.) 121600	3.96	4.26	4.64

Maintenance Repairman (40 hrs.) 044410	\$ 3.83	\$ 4.13	\$4.53
Pitometerman (40 hrs) 055570	4.13	4.51	4.94
Truck Driver (40 hrs.) 091030	4.56	4.91	5.33
Sewer Equipment Operator (40 hrs.) 092760	4.81	5.13	5.58
Sewer Repairman (40 hrs.) 074150	4.56	4.88	5.28
Senior Maintenance Repairman, Mason (40 hrs.) 044340	4.56	4.88	5.28
Senior Maintenance Repairman (40 hrs.)	4.56	4.88	5.28
Water Meter Repairman (40 hrs.) 053240	4.56	4.88	5.28
Water Repairman (40 hrs.) 053240	4.56	4.88	5.28
Dispatcher (40 hrs.) 634080	4.56	4.91	5.33
Laborer, Refuse Collection (40 hrs.) 999026	4.13	4.44	4.87
Laborer Light, Street Cleaning (40 hrs.) 020110	3.77	4.02	4.26
Laborer, Motor Broom (40 hrs.) 999027	3.82	4.13	4.51
Motor Broom Driver (40 hrs.) 999058	4.64	5.04	5.38

Section 4. "Increment shall mean an annual increase." Granted on, January 1, each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum annual salary be reached (except for position otherwise established).

Every person hereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service thereafter receive an increment until such person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

May 16, 1979.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

Every employee hereafter promoted to any position herein created shall, except as in herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

(a) Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for his position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

Section 5. All prior ordinances or parts of prior ordinances which relate to position titles, title codes, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor in the Department of Engineering are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the amendment to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are seven and the no is one. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR, (6-S & F-i) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO RE-ESTABLISH ORGANIZATION FOR POSITIONS AND SALARIES AS PER REORGANIZATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6S&Fi) adopted May 4, 1977 as amended and supplemented be amended by creating titles, title codes and salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$ 6,402	\$ 7,783
Administrative Secretary 191105	10,236	12,209
Assistant Chief Clerk Recreation 999715	10,236	12,209
Attendant, Recreation & Parks 623180	6,098 .	7,412
Camp Director, Watershed (40 hours) 996504	14,130	17,179
Chief Clerk, Recreation & Parks 999035	14,840	18,038
Clerk Stenographer 653100	6,723	8,173
Clerk Typist 654310	6,098	7,412
Director, Department of Recreation & Parks 150000	27,563	27,563
Principal Account Clerk 252040	7,783	9,461
Recreation Center Director 620030	14,130	17,179
Recreation Leader (40 hours) 620360	9,010	10,574
Recreation Supervisor (40 hours) 620111	11,628	14,130

May 16, 1979

Recreation Supervisor, Aquatics (40 hrs.) 620320	\$ 11,628	\$ 14,130
Recreation Supervisor, Arts & Crafts (40 hours) 620280	11,628	14,130
Recreation Supervisor, Drama (40 hours) 610110	11,628	14,130
Recreation Supervisor, (40 hours) 999324	11,628	14,130
Recreation Supervisor, Ice Skating (40 hrs.) 999324	11,628	14,130
Recreation Supervisor, Music (40 hours) 620230	11,628	14,130
Recreation Supervisor, Sports (40 hours) 620310	11,628	14,130
Senior Account Clerk 252080	7,412	9,010
Senior Attendant, Recre- ation & Parks 623170	7,060	8,581
Senior Clerk Stenographer 653060	7,513	9,010
Senior Skate Guard (40 hours) 622150	7,412	9,010
Senior Stock Clerk (40 hours) 660380	8,173	9,748
Storekeeper (40 hours) 999790	8,581	10,236
Superintendent of Recreation 620110	18,038	21,925
Supervising Principal Account Clerk 252030	8,173	9,748
Supervisor of Aquatic Activities 999253	10,236	12,209
Supervising Principal Clerk-Stenographer 653020	8,173	9,748
Assistant Recreation Leader (20 hours) 999344	3.63/hour	4.64/hour
Life Guard (40 hours) 623140	3.42/hour	3.43/hour
Water Safety Instructor (40 hours) 999350	4.58/hour	4.58/hour

Section 2. There is hereby created in the Department of Recreation and Parks the following positions, title codes and hourly salaries therefor, to wit:

<u>POSITION</u>	<u>1st YEAR PER HOUR</u>	<u>2nd YEAR PER HOUR</u>	<u>3rd YEAR PER HOUR</u>
Laborer (40 hours) 121600	\$3.96	\$4.26	\$4.64
Truck Driver (40 hours) 091030	4.56	4.91	5.33

Section 3. "Increment shall mean an annual increase" granted on January 1st of each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum annual salary be reached (except for positions noted otherwise).

Every person thereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for such position, and in addition thereto for each year of service thereafter receive an increment until such person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

Every employee hereafter promoted to any position herein created shall, except as in herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

(a) Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for his position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

Section 4. All prior ordinances or parts of prior ordinances which relate to position titles, title codes, hours of employment, number of positions, annual minimum salary, and annual maximum salary therefor in the Department of Recreation and Parks are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the amendment to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

May 16, 1979

President Harris: The yeses are seven and the no is one. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage.

AN ORDINANCE TO DELETE ALL POSITIONS, TITLES, TITLE CODES, ANNUAL MINIMUM AND ANNUAL MAXIMUM SALARIES CREATED IN THE DEPARTMENT OF PUBLIC WORKS.

(Copy of ordinance submitted to each Member of the Council)

(Public Hearing closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are seven and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MRS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, said the Senior Citizens will support the new Director of the Newark Housing Authority. The Dreamland Senior Citizens Tenants Association is having a picnic and invite the Council Members to be a part of it on Saturday, May 26, 1979, 10:00 A. M. to 3:00 P. M.

President Harris assured Members of this Council, in the past, have displayed cooperation in every effort involving Senior Citizens and they will continue to support all future endeavors of Senior Citizens.



May 16, 1979

6-HC-b.

REVEREND DAVID S. BURGESS, 40 RICHELIEU TERRACE, NEWARK, NEW JERSEY, Pastor of Zion United Church of Christ, 17 Alexander Street, Newark and St. Stephen's United Church of Christ, corner of Ferry Street and Wilson Avenue, Newark, representing the Unified Vailsburg Services Organization, addressed the Municipal Council. He cited last night a garage at 220 Brookdale Avenue was broken into and most everything was taken. There have been purse snatchings in front of the Zion United Church during the day and night. There is one patrol car for 40,000 to 45,000 people in Vailsburg. There are no tactical squads, no unmarked cars in the area and people do not feel safe. A Senior Citizens petition has been signed by sixty citizens of the Unified Vailsburg Services Organization stating they have been victims time and time again. Reverend Burgess said he understands there were 1,390 policemen in October, 1974 and today there are slightly over 900. The crime rate in Newark has doubled in the first three months of this year as compared with the first three months of last year.

Reverend Burgess indicated there are representatives present of two neighborhood organizations that are doing something to work with the police and he would like them to address the Municipal Council this evening. One group has voluntary patrols during the nighttime, another group has an organization that is helping during the day. Reverend Burgess urged the Municipal Council to do something about this situation.

President Harris directed the City Clerk to forward a verbatim transcript of remarks made by Reverend Burgess and the next two speakers to Mayor Gibson, Business Administrator Buck and Police Director Williams for their attention.

6-HC-c.

MR. EDWARD BELL, 31 REYNOLDS PLACE, NEWARK, NEW JERSEY, cited two months ago his house doors were smashed in and his house was robbed during the daytime hours when they were all at work. There have been six robberies in this small area in the past four months. The residents are angry and desperate knowing that such things can happen in their area.

Mr. Bell stressed the residents are deeply concerned that the number of police has declined 33% in five years, while the crime rate has doubled. Muggings and vandalism have increased. The residents believe if the Municipal Council does not seriously take heed and take realistic immediate action to remedy this situation, to help the residents of Newark, Newark will be an abandoned city with thieves, drug pushers and the worst elements of society.

Mr. Bell stated to help protect themselves, they have formed their own residents association. They meet regularly, discuss the robbery problems in the neighborhood and just how they are going to protect themselves in their homes so they can all live

May 16, 1979

in peace and happiness in Vailsburg. He is addressing the Municipal Council tonight to express their deep worry because people in the Vailsburg area are getting mugged in front of their own homes, people do not attend association meetings because they fear going outdoors at night and people who have lovely homes and streets are wondering if they will have to give up their homes and move out of Newark to protect their lives and possessions. The Vailsburg residents are asking for more police in their area and better utilization of the police force to give them better protection. They need help. They do not want to abandon Vailsburg.

Councilman Carrino related the Municipal Council has just about exhausted every avenue they have at their disposal regarding police manpower. A priority has been set by the administrative arm of the City government whereas they feel they can operate with less than 900 men on the police force. Councilman Carrino suggested the Unified Vailsburg Services Organization send letters directly to the Mayor, Police Director, and also the Essex County Prosecutor who is in the process of looking into the manpower situation in the Newark Police Department.

Councilman Carrino continued, as far as the Council is concerned, they put money in the budget for the police, and it was not used. They sat down with the Administration and urged them to put on additional policemen because of attrition in the Police Department, but they have not been put on. Administration believes they can operate with less than 900 men, so unless the citizens make them change their priorities, there is not much the citizens can accomplish by talking to the Council because the Council has tried everything legal to get additional policemen, and nothing has been accomplished to this point.

Mr. Bell said they wanted to address the Municipal Council first, but they are going further. In addition to writing letters, they are demanding a meeting with the Mayor and Police Director to present their problems.

Councilwoman Villani said some of the suggestions she was going to make have been made by Council President Harris and Councilman Carrino. She knows the Vailsburg area very well, but a few blocks away is South Orange. She has friends and relatives in that whole area and they certainly have the same problems as the Vailsburg area, so she often wonders if it is because of the university there, not that she is saying it comes from the university, but evidently there are open spaces in the area. Councilwoman Villani said she knows the people of South Orange are doing the same things the residents of Vailsburg are doing. They are contacting the City Officials, the Police Department and President of the area. Councilwoman Villani urged the residents to continue the work they are doing because it is certainly in the right direction.

May 16, 1979

1481

Councilman Grant recalled two meetings ago, he offered a motion directing the City Clerk to request the City Administration to have present at all Council meetings knowledgeable representatives from all City departments and from the Office of Consumer Action to receive and act on complaints and concerns of citizens of Newark. He asked if anyone from Administration was present this evening.

President Harris replied he did not see anyone from the Administration at all. The Business Administrator's Office was not represented, but there was an Assistant Corporation Counsel present.

Councilman Grant indicated he would move under "Motions" to summon the Business Administrator and other persons responsible to appear before the Special Investigations Committee to find out why a representative from Administration was not present at Council meetings and if they cannot give the Council the kind of answers they are looking for, then they certainly will exercise the power inherent within that office to make sure that it is done.

6-HC-d.

MR. THOMAS CLARK, 77 PINE GROVE TERRACE, NEWARK, NEW JERSEY, representing the Unified Vailsburg Services Organization, Crime Task Force Unit, also expressed views of families of the Pine Grove Terrace Block Association, of which he is President. He said this is his second time before the Council. Mr. Clark reiterated in view of the upsurge of crime in the Vailsburg area, he is requesting that the present police force be utilized more effectively. Due to what they feel is under utilization or lack of interest by police, their block association has developed its own information team which conducts its own crime survey. Presently they have a thirty-eight member block patrol, which is only an aid to the police and do not act as policemen or do police work. Their block patrol has been able to effectively reduce the crime rate and vandalism on their block by 80%. However, they do not feel that this is the complete answer to reducing crime or preventing crime in their neighborhood.

Mr. Clark stated since they are paying their taxes to maintain a police force, the Vailsburg residents are asking for a review of the feasibility and continued use of the computer to determine which police calls have priority; the policemen on duty in their community respond to illegal acts that they see being committed, such as drugs being passed, loitering, loud and abusive language, public drunkenness, etc.; investigation of crimes, such as breaking and entry, muggings, etc. be assigned to one or two investigators according to the area and type of criminal activity; and that policemen in patrol cars make more tours of side streets rather than stay on the main streets, such as South Orange Avenue and Eighteenth Avenue.

May 16, 1979

Mr. Clark indicated their block patrol has been in effect for about four months. They have a day and a night block patrol, and they have witnessed very little police patrol in their immediate streets off the South Orange Avenue area. Mr. Clark reiterated he feels if there is better distribution of the present police force, they can experience a little relief. They are working people, taxpaying people and do not feel they should constantly patrol their blocks. They really would like to stay in the area.

Councilman James stated whenever he holds a meeting in the South Ward, the residents say all the police are up in the Vailsburg section. Listening to the Vailsburg people tonight, it seems the people are not getting police protection anywhere in the City of Newark. He does not know whether it is the system, the inefficiency, the ineffectiveness or manpower. He does not know whether they have enough men in uniform or whether they are talking about leadership. They say the morale is low and witness a fear campaign in the City. Many years ago they had block patrols in the South Ward. Councilman James said he has always felt, as indicated by Mr. Clark, that citizens who pay high taxes should not have to police their communities.

Councilman James continued he does not know what the Council can do. As indicated by Councilman Carrino, the Council suggested more manpower, but it fell upon deaf ears in Administration. He thinks the most shocking news he has read since being on this Council was the statement from the Police Director that in the City of Newark, if a crime occurs, they will not investigate if there is no reasonable belief that they can apprehend or find the individual or person committing the crime. If a person calls the Police Department to say his car or television set was stolen, or all the furniture was taken out of the house when he came home from work, the police would not respond. The statement was because the individual thief had left, the police would not respond.

Mr. Clark remarked he understands the computer is programmed to react that way.

Councilman James believed Mr. Clark was suggesting a summit conference, a meeting to really get the Administration, Police Director, the Council and community to talk about our City. He agreed if they fail to reduce crime, if people still do not feel safe at home behind locked doors with alarm systems, dogs, lights and barred windows, then this is certainly a time that Newark will lose its citizens. They are going to continue to leave. Councilman James hoped that as a result of the conversation tonight, collectively they address themselves to try to reduce crime in Newark or they will not have a quality City.

May 16, 1979

11-2-83

Councilman Bottone thanked Reverend Burgess, Mr. Bell, Mr. Clark and the residents of Vailsburg for coming down tonight. He said he left his remarks for last because he has gone over the same things with the residents at every meeting and he wanted the Council to go on record that they know what the problems are and they have tried to direct Administration to resolve the situation. Councilman Bottone maintained the problem does not lie here with this body, it lies on the second floor with the Mayor and Administration.

Councilman Bottone said President Harris directed that a verbatim transcript of remarks made by Reverend Burgess, Mr. Bell and Mr. Clark be forwarded to the Mayor and Police Director. Also, the Police Director has been requested to meet with the Municipal Council on Tuesday, May 22, 1979 to discuss various police matters, and he hopes some of the Vailsburg residents could come down to the meeting to hear what the Administration has to say.

Councilman Bottone reiterated setting up neighborhood security, of which he is a part, is wonderful, but they must have some professional policemen to do their job. He maintained there are not enough policemen in the City of Newark. The Vailsburg area has one single police car, one radio car has to patrol this large area and at times that radio car is called out of the area and has to go someplace else. So it means one-quarter of the City is without police protection. Councilman Bottone felt the facts brought out by the citizens have to be brought to the Mayor's attention because the Municipal Council has done everything within the law and within its power to direct monies and ideas, and neither one has been taken with any kind of confidence.

Councilman Bottone said he would like residents of other parts of the City to come down and let the Mayor know their frustrations. Crime has gone up 55% in the first five months of this year, police morale is low and there is no security at all. Councilman Bottone again thanked the Vailsburg residents for attending this meeting.

Councilman Tucker felt the Council has clearly indicated their position in this matter. These concerns must be directed to the Mayor. There are approximately 40 projected vacancies in the Police Department for which funds have already been appropriated, 40 men who will be retiring between now and December 31, 1979. The last time the Council discussed this matter with the Business Administrator and Police Director, they did not receive a specific answer whether or not the laid off policemen would be called back. Councilman Tucker felt any person who has any kind of evaluation of government or basic services the government is supposed to provide, can recognize there are not enough police in the City of Newark. Also, based on the economic conditions of the City

May 16, 1979

of Newark, if there is high unemployment, automatically there is going to be an increase in crime. For the Council to agree with the citizens is not going to resolve the situation. The police problems of the entire City must be addressed to the Mayor. The Council has indicated they have done everything they possibly can to effectuate a change in the attitude that the Mayor and Business Administrator have about the policemen. That has not been successful. Therefore, all the Council can do is utilize their influence with the general community at large to try to put more pressure directly on the Mayor so that he may abdicate or back up on his original position that there are too many policemen in the City of Newark.

Councilman Carrino referred to Mr. Clark's statements emphasizing that the present Police Department should be distributed more properly. He related he has been pursuing this situation since January 1, 1979. He has statistics on the matter, followed police cars, sat by the computer and all he can say is no matter how they redistribute those men right now, they are going to have a fallout somewhere in the City. Because the North Ward has not been mentioned yet, he does not want anyone to get the impression that all the policemen are up in the North Ward because at the next Council meeting there will be many people coming down to complain about the police situation in the North Ward. Councilman Carrino noted because the Police Department is attempting to keep the same number of motor patrol cars out in the streets, all of the specialized squads have been dissolved. If an individual's home is broken into, he will get a letter in two days stating there are no more clues and the case is closed. There are five, at the most, radio cars in each precinct. On Easter Sunday, in the West and North Wards, there were two police cars servicing 120,000 people. Councilman Carrino declared the Newark Police Department cannot run properly with 900 policemen, no matter how they are redistributed.

Councilman Johnson hoped Mr. Clark and Mr. Bell will be available for Tuesday's meeting because one of the major areas of concern will be the explaining to the Council the operation of that computer. He is concerned how that computer picks out priorities and disperses the mobile force of the Police Department.

President Harris clarified it was this body, the Municipal Council of the City of Newark, that went on record about five years ago, strongly advocating the increase in the table of organization of the Newark Police Department, particularly in the area of walking patrolmen so that people would see visible patrolmen in their respective neighborhoods. Unfortunately, the final decision did not exist with the Municipal Council. It was indicated by a Council Member earlier that the Council put money in the

May 16, 1979

budget to be used for a specific purpose, and it was not. It was the Municipal Council who insisted that some of the Federal funds that were forthcoming be used to put policemen on the streets. President Harris declared the Municipal Council is thoroughly dissatisfied with the police protection in the City. The Municipal Council has the power to remove people who have responsible positions who are not doing their job. The Council is dissatisfied with the performance of some people who have the responsibility of carrying out the services of the City. If the Council has to fire people, then they will fire them, whether or not it meets the approval of the Mayor. The Council is concerned what is in the best interest of the City of Newark.

President Harris said it was indicated that policemen, historically, would pass by and see something taking place, and this is a fact of life. Everyone has seen it at one time or another. It is very unfortunate when the issue came before the State Legislature granting policemen and firemen the right to live outside the municipality where they work, the majority of the people did not open their mouths and make their voices heard. President Harris assured if the police and firemen reside in this City where they are receiving their money, their interests would be here. He thinks all have to share some blame. President Harris concluded they still can pressure the Legislators. The one thing the Legislators understand, first and foremost, is the number of people who are protesting on an issue because they count them as their voters.

6-HC-e.

MR. DANIEL ROTONDI, 196 PARKER STREET, NEWARK, NEW JERSEY, addressed the Municipal Council, objecting to the adoption of Resolution 7-R-bj authorizing the City to enter into a contract with the lowest responsible bidder for a Recreational Leadership Training Program. The job description released by the City Purchasing Agent lists very specifically those areas which are to be covered in the workshop. Mr. Rotondi contended the contract proposal received by the City is deficient because it does not meet the job description released by the City Purchasing Agent. There is no inclusion in the program proposal submitted by the contractor to include basic first aid techniques or instruction in her workshop. Mr. Rotondi requested the Council deny the bid proposal as incomplete and inadequate based upon the exclusion of the first aid requirement.

Councilman James related the Council, after careful scrutiny, has already decided to table this measure. He suggested that Mr. Rotondi's remarks be forwarded to Recreation and Parks Director Washington for his attention. If Mr. Rotondi has any specific feedback, he should address it directly to Director Washington who prepares the legislation which comes to the Council through City Purchasing Agent Lucarelli. Councilman James stated the Council is not specifically tabling this measure because it

May 16, 1979

failed to include first aid instruction. They feel the overall package does not meet their needs and there are other problems with it.

6-HC-f.            MR. FRANK RUSSO, 15 MAY PLACE, NUTLEY, NEW JERSEY, and

6-HC-g.            MR. HUBERT GRAHAM, 15 MAY PLACE, NUTLEY, NEW JERSEY, addressed the Municipal Council with reference to Ordinance 9-A on this Calendar, establishing a procedure for obtaining heating surcharges to cover increases in the cost of heating. They contended the cost of fuel, electricity, insurance, etc. have greatly increased and the landlords are looking for some relief to save their properties. The speakers urged the Municipal Council to adopt this proposed ordinance.

Councilman Tucker said he does not believe this Council is ignoring the fact that the cost of fuel oil must be paid by the landlord or the tenant. The Council is trying to deal with the escalating cost of fuel so that everyone is protected.

Councilman James said he is a landlord and can understand the high cost of fuel and can support a 3% surcharge. There are slumlords and bad tenants. The Rent Control Committee must come up with a recommendation he will support. They must recognize perhaps the greatest problem facing them today, that there is an energy crisis. Right now he agrees the cost of oil for a homeowner is astronomical and they must deal with that.

Councilman Carrino said he does not think any of the Council Members are opposed to a heating surcharge. Certainly as a landlord, he can appreciate this problem. Councilman Carrino added he is hopeful they will have a recommendation from the Rent Control Committee within the next several weeks.

A motion to permit Mr. John Soures, Mr. James A. Walker and Mr. Gustav Henningburg to address the Municipal Council under "Hearings of Citizens" was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

6-HC-h.            MR. JOHN SOURES, 193 MUNN AVENUE, IRVINGTON, NEW JERSEY, President of

Federation of Employees Union, Local 1027, stated that minority contractors affiliated with the local have been prevented from working on the site of Public Service Electric and Gas Company corporate headquarters in the Newark downtown section. He is here this evening after they have exhausted everything in their power in dealing with the City Administration to negotiate some terms with Tishman-Rockefeller Corporation, the builder, to get minority contractors on the Public Service building. Mr. Clark, who is



J. C. Contracting Corporation, has a tentative agreement with Ace Mechanical Corporation, a prime contractor from Long Island, for \$91,000. work on the Public Service building and Ace Mechanical Corporation reneged on its commitment, allegedly due to threats from the Essex County and State Building Trades Councils. Mr. Clark has a signed contractual agreement with the Federal of Employees Union to supply the manpower for the job, having won the suit before the Federal District Court against the Essex County Building Trades Council and its affiliated members.

Mr. Soures continued Mr. Clark and he met with Employment and Training Director Wheeler several times and tried to ascertain why the contract was not signed with Mr. Clark after a commitment was signed and sent to Tishman-Rockefeller Corporation by Ace Mechanical Corporation letting them know that they were getting ready to enter into the agreement with Mr. Clark. They were told the problem was that the contract was signed with a minority contractor who is not affiliated with the AFL-CIO. Mr. Wheeler indicated he was going to contact all the parties involved who were keeping minorities off the job.

Mr. Soures said he received a telephone call from Mr. Thurman Smith who said he was told to send three more minority contractors in Mr. Clark's place. These three minority contractors were also turned down by the Essex County Building Trades Council. They then proceeded to demonstrate at the site and he was arrested. Mr. Soures asserted there are black contractors in this City who are capable of doing the work. A minority contractor from Jersey City, who never did demolition work in his life, was given the demolition contract. People talk about the crime rate in the City of Newark, they should talk about the unemployment rate among blacks in the construction industry in the City of Newark. They are out on the street asking for a job, yet workers are imported from New York, Delaware and Connecticut and are paid high salaries. His members cannot get a job in Newark without having to beg someone to sign a piece of paper.

Mr. Soures asked the Municipal Council to review the tax abatement agreement and help them to get on the Tishman job.

Councilman Carrino queried if there is an Affirmative Action Officer on the job.

Mr. Soures replied there is an Affirmative Action Officer who is supposed to cover that site. It does not work. Mr. Soures contended if the Affirmative Action Office in the City of Newark worked, then they would not have to be here today and he would not have been arrested yesterday. The Affirmative Action Review Council, which is supposed to be the overseer, has not called a meeting.

May 16, 1979

Councilman Tucker felt there are two issues. Obviously, one relates to minority contractors and the current Affirmative Action Plan that was developed by Employment and Training Director Wheeler and the Public Service Electric and Gas Company. One of the tragedies they have to address is that the agreement precedes the 25% set aside, that the Council included in the ordinance. He had communications today with Mr. Wheeler and the Corporation Counsel's Office. Councilman Tucker indicated he will hold his recommendations until Mr. Walker and Mr. Heningburg make their presentations.

Councilman Tucker said they have to recognize, when they talk about the Public Service construction, they are talking about two issues. One relates to minority contractors and subsequently relates to Mr. Soures because his union represents minority contractors. The AFL-CIO is saying if any minority contractor has a contract with his union, then that minority contractor will not work on the Public Service job. The other issue relates to the failure of the Affirmative Action Office to move affirmatively on dealing with apprentices and trainees.

6-HC-1.      MR. JAMES A. WALKER, EXECUTIVE DIRECTOR, NEW JERSEY TRADE TRAINING CORPORATION,  
370 ORANGE STREET, NEWARK, NEW JERSEY, said he has heard people talk tonight about lack of police and lack of employment. This organization has been in existence since 1972. In Newark, trainees have produced over \$5 million in salaries, minority journeymen have produced in excess of \$68 million earnings. Here in 1979, they are asking this Council to support the employment of three minority trainees, something that is written in the Newark Affirmative Action Plan. They have been negotiating with Tishman-Rockefeller Corporation and Universal Sheet Metal for over six weeks. The individuals they are referring for the job have not worked in over a year. The Sheet Metal Workers Union has refused to refer them out of the hall, which means they are in the process of losing their books. All of their trainees are members of the AFL-CIO Local, but they must, even in this day and age, understand that there is no equity for minorities even in AFL-CIO. There is a different set of rules.

Mr. Walker asked the Council to examine the tax abatement granted to Public Service Electric and Gas Company to construct that building and examine Affirmative Action guide lines that state trainees shall be referred and hired on the job and a union may not reject a contract. They now have another case, Mr. William O'Toole of the Sheet Metal Workers Union who has told Universal Sheet Metal they may not hire minority trainees. The question here is if they are back where they are being controlled by those individuals who are not concerned about the welfare of this City and its residents. Mr. Walker urged the Municipal Council to consider this matter and move to get

May 16, 1979

some determination as to what is going on with the Public Service Electric and Gas Company construction.

6-HC-j.            MR. GUSTAV HENINGBURG, PRESIDENT, NEWARK URBAN COALITION, 24 COMMERCE STREET, NEWARK, NEW JERSEY; VICE CHAIRMAN, CITY REVIEW COUNCIL; CHAIRMAN OF BOARD OF NEW JERSEY CONSTRUCTION TRADES TRAINING COUNCIL, stated he would like to put into context the two issues raised by Mr. Soures and Mr. Walker. This issue is a direct confrontation with the power of this Council and its ability and authority to enforce the City's Affirmative Action Ordinance. The Corporation Counsel has informally taken a position that this is a jurisdictional dispute between two organized labor unions. That is technically correct. It is also a dispute to confront whether or not this Council and the Administration of this City have the power to enact an ordinance regarding affirmative action and enforce it. That is the issue this Council has to address.

Mr. Heningburg continued this City has provided, through the Municipal Council, a tax abatement for the construction of that building, and extracted some conditions in doing so. One of the conditions was conformance with this City's Affirmative Action Program. It is not being complied with. That is partly a deficiency in the administration of the Affirmative Action Office, but it is primarily a program where the AFL-CIO Unions in this County and State are basically saying they will not permit members of a non-AFL-CIO Union, an independent but certified construction labor union, to work on a job where their people are working. Public Service Electric and Gas Company takes a position, which he thinks is technically correct, that this is a local matter and a jurisdictional matter. The buck is being passed around the circle. Mr. Heningburg felt the responsibility of stopping the circular process rests with the Council. He recommended that the Council consider calling in representatives of Tishman-Rockefeller Corporation and Public Service Electric and Gas Company, recognizing the legal roles they play and making it clear to them that the Municipal Council is willing to consider the revocation of the tax abatement if the matter is not straightened out.

Mr. Heningburg cited this City's Affirmative Action Ordinance, Chapter 127, which is the State's Affirmative Action Law, no single Federal law on the books regarding Affirmative Action permits AFL-CIO to restrict participation on publicly financed or tax abated construction to be a condition of saying non-AFL-CIO Unions can be permitted to work. He has talked to the Public Service Electric and Gas Company people and he has talked to the Tishman-Rockefeller Corporation people. They are not going to resolve this matter, neither is the City's Affirmative Action Office going to resolve this matter.

May 16, 1979

Mr. Heningburg urged the Municipal Council to consider meeting, at the earliest possible date, with the top representatives of Public Service Electric and Gas Company and Tishman-Rockefeller Corporation, in addition to whatever internal steps will be taken with the Administration in the termination of this problem.

Mr. Heningburg asserted today's issue is symptomatic of a much larger problem. Today it is Local 1027, tomorrow it may be another set of trainees. They have made a strategic error asking and sending minority contractors to Mr. Greeley for his approval because it created in his mind that he has the power to make the judgment as to who will go on that job and who will not, based on where they are going to get their workers from. He does not have any such power. If anyone in this City has such power, it is this Council.

Mr. Heningburg concluded he presented these two suggestions to the Council and hopes the Council will consider both of these possibilities. He added, because there was a great deal of discussion on police matters tonight, the police who responded to the demonstration on Raymond Boulevard, at the Public Service site, ought to be commended because of the way they performed their duty. It is fair to say, in that delicate situation, the police performed properly.

President Harris directed the City Clerk to invite Mayor Gibson, Business Administrator Buck, Corporation Counsel Perillo, Employment and Training Director Wheeler, Human Rights Acting Executive Director Jenkins, Representatives of Public Service Electric and Gas Company, Representatives of Tishman-Rockefeller Corporation, Newark Urban Coalition President Heningburg, Mr. John Soures and Mr. James Walker to meet with the Municipal Council at their special conference May 22, 1979 to discuss the Affirmative Action provisions of the City's tax abatement agreement with R. T. Urban Corporation for the Public Service Electric and Gas Company Building and the legal steps necessary to enforce those provisions.

Councilman Tucker wholeheartedly supported the points raised by Mr. Heningburg in this regard. He shared some of his interactions in trying to get some answers in this matter. His response was to take it to the Affirmative Action Review Council President since he is the Council representative to the Affirmative Action Review Council. In discussing this matter with Mr. Wheeler, it was his recommendation that this is a legal matter and he was in communication with Corporation Counsel Perillo and Mr. Perillo was going to take whatever legal remedies he felt the City should to move affirmatively. Councilman Tucker said, as a Member of the Affirmative Action Review Council, he knows that no alert notice was submitted to Tishman-Rockefeller Corporation regarding violation of the original agreement. He asked Mr. Wheeler because Mr. Montero

May 16, 1979.

2401

told him he sent one, but Mr. Wheeler did not.' Mr. Montero indicated it was a political issue, not an issue that was within the contract of Affirmative Action, but basically a jurisdictional dispute between two unions and that Tishman-Rockefeller Corporation and the sheet metal vendor were very much concerned with resolving it, but he blamed it on Mr. O'Toole from the Sheet Metal Workers Union. Councilman Tucker continued he contacted Mr. Lenihan of Public Service Electric and Gas Company who indicated he had nothing to do with it, and referred him back to Mr. Montero who is a development officer. He went back and forth, then went back to the Corporation Counsel for his recommendation. Corporation Counsel Perillo indicated there is no recommendation forthcoming at this point and time because they are going to seek an injunction. Councilman Tucker expressed concern if they seek a legal injunction, the building will be built and completed before the matter gets to court.

Councilman Tucker continued his other point is if the Council does not indicate that they are going to consider the revocation of tax abatement, nothing will be resolved. If the Council, at the meeting Tuesday, May 22, 1979, does not pinpoint to the Public Service, Tishman-Rockefeller Corporation and to parties involved that they will consider the revocation of tax abatement, he doubts very seriously if these individuals will come to the meeting. Mr. Lenihan cannot make any decisions. The minute they say the revocation of tax abatement, the powers to be in Public Service Electric and Gas Company will resolve this issue. There is no other posture they can take.

President Harris directed the City Clerk to make it very clear in the correspondence that the Municipal Council will exhaust every legal avenue to resolve this problem.

Councilman James said he does not plan to wage his fight here tonight because all too often after the Mayor calls a meeting, some of the votes change. First of all, everyone talked about no police tonight, but when they demonstrated against the establishment, the police arrived. Secondly, the Council was asked to be tough at the meeting Tuesday. Councilman James queried if the Council has the legal powers to withdraw tax abatement, knowing full well that the project is not fiscally sound without it, or if it is just a threat. As one who supports the 25% minority, the question comes up if it will really work. If they make it too difficult for them, the Public Service Electric and Gas Company will not build. Councilman James asked if it is a threat, or if the Municipal Council has the powers and if it is possible the Public Service Electric and Gas Company will not take that posture, they will not build and will walk away.

Mr. Henningburg replied there is a risk for a building which has not yet been started that the fear of third party revocation of tax abatement will be a factor that

May 16, 1979

will discourage people to start a building. They will have difficulty getting the financing package together. However, he does not believe they will walk away from a building which is twelve stories out of the ground. The cost of doing that will far exceed any cost that would result from the revocation of the tax abatement. So the answer is yes if the building has not started, but a building that is in construction will be completed. On the question of whether or not the Council has the power to revoke the tax abatement, if the Council does not, they might as well find it out now because the entire Affirmative Action Program is built on the foundation of requiring compliance with it because the Council provides tax abatement. The Corporation Counsel gave an opinion when this ordinance was passed several years ago, which said it is a legal condition that the Council can impose upon a builder in return for tax abatement that he comply with the City's Affirmative Action requirements. It has not been tested and this may well be the time to do it.

Mr. Henningburg emphasized the issue here happens to be today Local 1027 and minority contractor Clark. He would hope that when the meeting is held, they will not get bogged down discussing the details of that. The question is a much larger one, whether or not AFL-CIO, the Building Trades Council of Essex County, has the power to abrogate the Council's Affirmative Action Program because of the jurisdictional issue between two unions. It is a jurisdictional issue. However, they must keep in mind the reason the Black Union was created was because blacks could not get into Mr. Greeley's union, into Mr. O'Toole's union, Mr. McManus' union. Mr. Henningburg reminded the Council all three of these unions are under Title 7 Consent Decrees as a result of the Justice Department coming into this City and determining that those unions had systematically excluded minorities over a period of fifty years. These are the unions that are now in a position of determining what minority contractors can work on a tax abated job. That is the issue. The issue is clearly one of whether or not the Council has the power and the courage to make that Affirmative Action Program work. As far as he is concerned, they have done them a favor by forcing the issue, and if the Council tests it and finds out they do not have the legal power, then the Affirmative Action foundation in this City goes down the drain and they are back to 1969 when they started this whole thing.

Councilman James posed his final question. What is the strength of the Affirmative Action Office? Are they or are they not doing their job? It has been alleged they are not doing their job. Are they coming to the meeting stating they are of the opinion, by documentation, that they are not in compliance with their powers to deal with it, or are they going to say they are in compliance? What will be the position

100  
May 16, 1979

of the Affirmative Action Office? The Council has not been in receipt of any accurate records from them, although Councilman Tucker and he have requested them several times.

Mr. Henningburg replied he is embarrassed to say he is Vice President of the Affirmative Action Review Council and he is not in a position to answer Councilman James' question, but it is almost irrelevant whether they are in compliance. On the issue of the contract, the question of whether they are in compliance with their 25% minority contractor issue, he does not know, but that is not the issue. The issue is whether or not an organized labor union can determine what minority contractors go on jobs.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AMENDING RESOLUTION 7-R-bt, MARCH 21, 1979, APPLICATION TO COMMISSIONER OF ENVIRONMENTAL PROTECTION FOR A GRANT IN AMOUNT OF \$2,673,325., BY INCREASING AMOUNT TO \$12,178,325. WHICH IS EQUAL TO 50% OF THE ESTIMATED PROJECT COST ACCORDING TO FOLLOWING SCHEDULE LISTED ON D.E.P. PROGRAM PARTICIPATION INTEREST FORM (VGB 049). (PURPOSE OF AMENDING 1979 GREEN ACRES PARTICIPATION PROGRAM IS TO IDENTIFY PROJECTS BEING CONSIDERED BY CITY OF NEWARK FOR FUNDING UNDER THE URBAN PARKS AND RECREATION RECOVERY PROGRAM ADMINISTERED BY UNITED STATES DEPARTMENT OF INTERIOR, HERITAGE CONSERVATION AND RECREATION SERVICE THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-b. RESOLUTION COMMENDING AND OFFICIALLY RECOGNIZING THE OUTSTANDING ACCOMPLISHMENTS OF DOCTOR GWENDOLYN GOLDSBY GRANT, NOTED PSYCHOLOGIST, EDUCATOR, LECTURER AND AUTHOR.

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

May 16, 1979

7-R-c.            RESOLUTION AMENDING RESOLUTION 7-R-v, JANUARY 17, 1979, PETTY CASH, BY AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE AN ADDITIONAL CHECK FOR THE DIVISION OF ASSESSMENT, OFFICE OF THE MAYOR FOR \$200. (JOSEPH FRISINA)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-d.            RESOLUTION DESIGNATING EIGHT (8) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, FIDELITY UNION TRUST COMPANY-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, UNITED STATES SAVINGS BANK-NEWARK AND VILLAGE BANK OF NEW JERSEY-SOUTH ORANGE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Bottone.

7-R-e.            RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALONZO KITTRELS, PERSONNEL DIRECTOR, DIVISION OF PERSONNEL, DEPARTMENT OF ADMINISTRATION, FOR PERIOD BEGINNING MARCH 20, 1979 AND ENDING SEPTEMBER 20, 1979. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN SEPTEMBER 15, 1975)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-f.            RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLAUDE WALLACE, PERSONNEL TECHNICIAN, DIVISION OF PERSONNEL, DEPARTMENT OF ADMINISTRATION, FOR PERIOD BEGINNING APRIL 25, 1979 AND ENDING OCTOBER 25, 1979. (POSITION WITH H.C.D.A. PROGRAM - FIRST LEAVE BEGAN OCTOBER 25, 1976)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.



7-R-g.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN ARIDAS,  
PRINCIPAL LEGAL STENOGRAPHER, DEPARTMENT OF LAW, FOR PERIOD BEGINNING APRIL 29, 1979 AND  
ENDING OCTOBER 29, 1979. (PRIVATE SECRETARY TO CORPORATION COUNSEL - FIRST LEAVE BEGAN  
OCTOBER 31, 1977)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-h.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JONNIE BOULER,  
CLERK TYPIST, DIVISION OF PERSONNEL, DEPARTMENT OF ADMINISTRATION, FOR PERIOD BEGINNING  
APRIL 18, 1979 AND ENDING OCTOBER 18, 1979. (POSITION WITH H.C.D.A. PROGRAM - FIRST  
LEAVE BEGAN APRIL 16, 1976)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-i.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VINCENT E.  
TOMA, MANAGER, DIVISION OF PUBLIC PROPERTY, DEPARTMENT OF PUBLIC WORKS, FOR PERIOD  
BEGINNING JANUARY 1, 1979 AND ENDING JULY 1, 1979. (APPOINTED DIRECTOR OF PUBLIC WORKS -  
FIRST LEAVE BEGAN JULY 1, 1978)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-j.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,200.  
MADE PAYABLE TO E. I. CONSTRUCTORS, INC. FOR A REFUND OF FEE PAID TO DIVISION OF SEWERS:  
FEE OF \$3,743.50 PAID FOR INSTALLATION OF THREE SEWER CONNECTIONS ON AVON AVENUE AND  
WAVERLY AVENUE, OFF OF STRATFORD PLACE; THIRD CONNECTION WAS NOT INSTALLED DUE TO CON-  
FLICT WITH TELEPHONE COMPANY DUCTS AND MANHOLES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

May 16, 1979

7-R-k.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. ERNESTO HERNANDEZ, 1138 NORTH AVENUE, ELIZABETH, NEW JERSEY, 07201, THE SUM OF \$205.07, NOW ON RECORD IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO OVERESTIMATED CHARGES RENDERED ON WATER-SEWER ACCOUNT NO. 11-556-0900-00, 332 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$47,000. TO TOUCHE ROSS & CO. AND ITS ATTORNEY, BRACH, EICHLER, ROSENBERG & SILVER, IN FULL SETTLEMENT OF CLAIM FOR PROFESSIONAL SERVICES SUPPLIED BY TOUCHE ROSS & CO. TO CITY OF NEWARK WITH REGARD TO DEVELOPMENT AND IMPLEMENTATION OF NUCLEAR SYSTEMS OF FISCAL ACCOUNTABILITY SYSTEM, FOR PERIOD JUNE 15, 1974 TO SEPTEMBER 1, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 15, 1979)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM LUSTBADER AND LUSTBADER AND ROBERT J. CASULLI, ESQ., IN AMOUNT OF \$535. IN FULL AND TOTAL SETTLEMENT OF LAW SUIT; FOR DAMAGE TO TRAFFIC SIGNAL EQUIPMENT LOCATED AT INTERSECTION OF BROAD AND KINNEY STREETS AS RESULT OF TWO CAR ACCIDENT BETWEEN MICHAEL MANIGAULT AND EARLINE KIRBY, ON OR ABOUT SEPTEMBER 30, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

1477  
May 16, 1979

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN AMOUNT OF \$1,000. TO REGINALD JACKSON, UPON RECEIPT OF SUBROGATION AGREEMENT BY HIM AND CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGES TO REGINALD JACKSON'S MOTOR VEHICLE WHICH WAS STRUCK BY A FAULTY CITY TRUCK ON CLINTON AVENUE, NEWARK, WHILE HE WAS ON NEWARK POLICE DEPARTMENT OFFICIAL BUSINESS, ON OR ABOUT AUGUST 4, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO EAST COAST TRANSMISSIONS/ JESSE AND NICIE BETTS, SUM OF \$170.81, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEAR 1978, FOR PREMISES 175-179 BERGEN STREET, BLOCK 261, LOT 52; PURSUANT TO JUDGEMENT OF ESSEX COUNTY BOARD OF TAXATION (FREEZE STATUTE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FOR RELOCATION OR REARRANGEMENT OF CERTAIN SANITARY, STORM AND COMBINED SEWERAGE FACILITIES FOR CONSTRUCTION OF FREEWAY INTERSTATE ROUTE #78, SECTION 5AE AND 5AG, NYE AVENUE TO ELIZABETH AVENUE; STATE TO BEAR COST, EXCEPT AS SPECIFIED IN AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

May 16, 1979

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH INTILE TREE EXPERTS, 19 GROVER LANE, CALDWELL, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS EMERGENCY STREET TREE SERVICE, CONTRACT NO. 79-06, FOR TOTAL SUM OF \$9,864., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY DEPARTMENT OF ENGINEERING OPERATING BUDGET (11-11-01-457))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Engineering Director Zach to meet with the Municipal Council at their pre-meeting conference June 6, 1979 to discuss this matter was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-r.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH O. K. TOWEL AND UNIFORM SUPPLY CO., 65 CHERRY STREET, ELIZABETH, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO PROVIDE UNIFORM SERVICE FOR DIVISION OF WATER METER READERS, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, AT COST NOT TO EXCEED \$3,952., FOR PERIOD JUNE 1, 1979 TO MAY 31, 1980 INCLUSIVE. (FUNDS REQUESTED IN 1979 BUDGET OF DIVISION OF WATER ACCOUNTING, THEREFORE, NO CERTIFICATION ATTACHED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-s.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO EXECUTE AGREEMENT WITH UNIFIED VAILSBURG SERVICE ORGANIZATION, INC. FOR IMPLEMENTING UNIFIED VAILSBURG SERVICES PROJECT (RESOLUTION 7-R-bg, FEBRUARY 21, 1979), RATIFYING CONTRACT FOR PERIOD MARCH 1, 1979 TO MAY 16, 1979, AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO ENTER INTO CONTRACT WITH UNIFIED VAILSBURG SERVICE ORGANIZATION, INC., ONLY RESPONSIBLE BIDDER, FOR IMPLEMENTING UNIFIED VAILSBURG SERVICES PROJECT, FOR FULL PERIOD TERMINATING FEBRUARY 29, 1980, IN AMOUNT OF \$100,277.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by

May 16, 1979

1470

Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-t.                    RESOLUTION RATIFYING CONTRACT WITH STATE LAW ENFORCEMENT PLANNING AGENCY, FOR  
TERM DECEMBER 1, 1978 TO MAY 16, 1979, AND AUTHORIZING MAYOR TO ENTER INTO CONTRACT  
WITH STATE LAW ENFORCEMENT PLANNING AGENCY, FOR PERIOD MAY 17, 1979 TO NOVEMBER 30,  
1979, FOR PURPOSE OF IMPLEMENTING THE "NON-HOSPITAL DETOXIFICATION PROJECT" (RESOLUTION  
7-R-j, SEPTEMBER 20, 1978). (SLEPA-\$50,000., STATE BUY-IN-\$2,777., LOCAL CASH-\$2,777.  
(PROVIDED BY 1979 MUNICIPAL BUDGET OF OFFICE OF HEALTH AND WELFARE), \$55,554.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-u.                    RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO THE NEW JERSEY  
STATE LAW ENFORCEMENT PLANNING AGENCY, ON BEHALF OF FOCUS, INC. (RESOLUTION 7-R-bi,  
FEBRUARY 21, 1979) FOR PURPOSE OF EXTENDING "PROJECT GAINS" FROM AUGUST 31, 1979 TO  
NOVEMBER 30, 1979. (FUNDS FOR PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM  
SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY WHICH CONSTITUTE  
AN UNEXPENDED BALANCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-v.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$2,000.  
MADE PAYABLE TO "JOHN J. BUSALACCHI AND JACK GOLD, ESQUIRE," UPON RECEIPT BY CORPORATION  
COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, FOR REIMBURSEMENT FOR EXPENSES INCURRED BY  
MR. BUSALACCHI IN DEFENSE OF DEPARTMENTAL CHARGES FILED AGAINST HIM BY NEWARK POLICE  
DEPARTMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

May 16, 1979

7-R-w.

RESOLUTION RATIFYING ADOPTION OF ATTACHED CLAIM FORM, PURSUANT TO N.J.S.A. 59:8-6, FOR PERIOD JUNE 1, 1972 TO DATE OF THIS RESOLUTION; AND APPROVING ADOPTION OF THIS CLAIM FORM AS THE OFFICIAL NOTICE OF CLAIM FORM OF CITY OF NEWARK FROM DATE OF THIS RESOLUTION ONWARD. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 1,000 SQUARE FEET OF COMMERCIAL FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 195 BLOOMFIELD AVENUE, BLOCK 536, LOT 1, NEWARK, NEW JERSEY, FOR A TWO (2) YEAR TERM AT A MINIMAL RENTAL OF FOUR THOUSAND DOLLARS AND EIGHT CENTS (\$4,000.08) PER TWO (2) YEARS, PURSUANT TO N.J.S.A. 40A:12-14(a). (SANTO MONICA)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 850 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, 11TH FLOOR REAR, BLOCK 18, LOTS 27 AND 28, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM, AT THE MINIMAL RENTAL OF THREE THOUSAND, ONE HUNDRED EIGHTY-SEVEN DOLLARS AND FIFTY-SIX CENTS (\$3,187.56) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (THOMAS J. BARRETT ASSOCIATES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 7,500 SQUARE FEET OF INDUSTRIAL FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 23-29 WILSEY STREET, BLOCK 410, LOT 1, NEWARK, NEW JERSEY, FOR A TWO (2) YEAR TERM AT A MINIMAL RENTAL AS SET FORTH IN ANNEXED SCHEDULE "A" PURSUANT TO N.J.S.A. 40A:12-14(a). (STAINLESS MASTERS, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION AUTHORIZING MAYOR TO ENTER INTO A MODIFICATION TO GRANT 34-9-106-32 WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION (7-R-cb, FEBRUARY 7, 1979) TO OPERATE A SUMMER YOUTH PROGRAM FOR 1979, INCREASING AMOUNT OF GRANT TO \$4,594,825.; ALL FUNDS SHALL BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID MODIFICATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION RATIFYING THE EXECUTION OF AN AMENDATORY CONTRACT WITH EAST WARD COMMUNITY CENTER, INC. BY THE MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING (RESOLUTION 7-R-be, JANUARY 18, 1978) TO EXTEND TERM OF CONTRACT TO FEBRUARY 28, 1979, FOR BILINGUAL SECRETARIAL TRAINING. (NO ADDITIONAL FUNDS AUTHORIZED BY THIS AMENDMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO RATIFY CONTRACT WITH CUSTOM DESIGN IMPROVEMENT CORPORATION, FOR PERIOD JANUARY 10, 1979 TO MAY 16, 1979, FURTHER TO ENTER INTO A CONTRACT FOR ON-THE-JOB TRAINING SERVICES FOR FIFTEEN (15) PARTICIPANTS, FOR PERIOD MAY 17, 1979 TO SEPTEMBER 10, 1979, AT AMOUNT NOT TO EXCEED \$43,200.; ONLY BID RECEIVED AT PUBLIC OPENING, PURSUANT TO N.J.S.A. 40A:11-4. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED (TITLE IIIB))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH NORTH JERSEY COMMUNITY UNION (RESOLUTION 7-R-bq, OCTOBER 18, 1978) TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS, TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$188,592., FOR TRAINING OF A MINIMUM OF 60 PARTICIPANTS. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED (TITLE I))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO EXTEND CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES (RESOLUTION 7-R-bn, OCTOBER 18, 1978) TO FULL TERM OF CONTRACT, AS STATED IN SPECIFICATIONS, TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$279,739., FOR TRAINING OF MAXIMUM OF 105 PARTICIPANTS. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED (TITLE I))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$64,638.36 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1971, 1972, 1974, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.



7-R-bg.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$35,873.53 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$1,000. PAYABLE TO HARRY SANTIAGO AND HIS ATTORNEY, FURMAN L. TEMPLETON, JR., 134 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY, IN TOTAL AND COMPLETE SETTLEMENT OF CLAIM FOR ALLEGED PERSONAL INJURIES RECEIVED DURING PUERTO RICAN DISTURBANCE ON SEPTEMBER 1, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$23,423.32 PAYABLE TO 65 SOUTH STREET CORPORATION AND BRAFF, LITVAK, ERTAG, WORTMANN AND HARRIS, ESQUIRES, 85 SOUTH HARRISON STREET, EAST ORANGE, NEW JERSEY; SUIT INSTITUTED IN SUPERIOR COURT, ESSEX COUNTY, FOR PAYMENT OF VALUE OF BUILDING 762 HIGH STREET, BLOCK 123, LOT 106, BECAUSE OF WRONGFUL DEMOLITION.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 15, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

May 16, 1979

7-R-bj.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DELORES T. WILLIAMS, ASSISTANT PROFESSOR OF TEMPLE UNIVERSITY, 1184A EAST DORSET STREET, PHILADELPHIA, PENNSYLVANIA, LOWEST RESPONSIBLE BIDDER, TO CONDUCT A RECREATIONAL LEADERSHIP TRAINING PROGRAM, IN ACCORDANCE WITH HER BID SPECIFICATIONS; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE UPON COMPLETION \$3,000. FOR WORKSHOP I AND \$3,000. FOR WORKSHOP II, EFFECTIVE UPON APPROVAL BY MUNICIPAL COUNCIL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bk.

RESOLUTION HONORING ROSE CERAVOLO, 1979 ITALIAN TRIBUNE "MOTHER OF THE YEAR."

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bl.

RESOLUTION APPOINTING CONSTABLE FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING HIS BOND AS TO SUFFICIENCY. (OTIS L. WALLER)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bm.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO AMENDMENT TO CONTRACT BETWEEN CITY OF NEWARK AND INDEPENDENCE HIGH SCHOOL, FOR PERIOD OCTOBER 19, 1978 TO SEPTEMBER 30, 1979, UNDER EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECT PROGRAM (RESOLUTION 7-R-bs, OCTOBER 18, 1978) TO INCREASE AMOUNT OF CONTRACT BY \$56,000. FROM \$269,800. TO \$325,800. AND TO ALLOW INDEPENDENCE HIGH SCHOOL TO SERVE A LIMITED NUMBER OF OVER-INCOME YOUTH IN AN EXPERIMENTAL COMPONENT. (SOURCE OF FUNDS - EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECT UNDER COMPREHENSIVE EMPLOYMENT AND TRAINING ACT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bn.            RESOLUTION RATIFYING CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION FOR MINORITY CONTRACTORS AND CRAFTSMEN TRADE ASSOCIATION PROJECT FOR PERIOD MAY 1, 1979 TO MAY 16, 1979 (RESOLUTION 7-R-bn, MAY 17, 1978); AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH NEW HOPE DEVELOPMENT CORPORATION TO CONTINUE SAID PROJECT TO JUNE 1, 1979; AN ADDITIONAL \$18,786. WILL BE PROVIDED FROM COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATIONS (HCDA) TO EXTEND TIME OF PERFORMANCE OF CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bo.            RESOLUTION DECLARING AN EMERGENCY EXISTS TO ORDINANCE 6-Ph, S & F-e, ORDINANCE 6-Ph, S & F-f, ORDINANCE 6-Ph, S & F-g AND 6-S & F-h, BEING FINALLY ADOPTED MAY 16, 1979 AND THE ORDINANCES BECOME EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE, APPROVAL BY THE MAYOR AND PUBLICATION THEREOF. (SALARY ORDINANCES - REORGANIZATION)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

7-R-bp.            RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO RATIFY A CONTRACT WITH AUTOMATIC DATA PROCESSING, 405 ROUTE 3, CLIFTON, NEW JERSEY, ONLY BIDDER, FOR PERIOD MAY 9, 1979 TO MAY 16, 1979 AND FURTHER ENTER INTO A CONTRACT FROM MAY 17, 1979 TO DECEMBER 30, 1979, TO PROVIDE COMPUTERIZED PAYROLL SYSTEM FOR NEWARK'S SUMMER YOUTH EMPLOYMENT PROGRAM (SYEP); AMOUNT OF CONTRACT NOT TO EXCEED \$42,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

May 16, 1979

7-R-bq.

RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT \$16,302,000. OF FUNDS FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that Mayor's Policy and Development Office Executive Director Allen supplies detailed information on the effect of dollar increases and decreases when compared to the original application for funds; of particular interest to Council is a detailed explanation of the effect of the following items included on the HCDA V Budget Analysis Matrix: (6) Completion of Previously Approved Urban Renewal Projects, (8) Rehabilitation of Public Residential Structures, and (13) Development of C. D. Plan, was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SUMMER YOUTH EMPLOYMENT PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE IV, \$4,594,825.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET IN VARIOUS AMOUNTS LISTED UNDER PRIOR YEARS BILLS (PAGE 18A), TOTALING \$6,935.14, DUE TO RECALCULATION OF FUNDS DUE NINE EMPLOYEES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bt.                    RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTIES DESCRIBED ON ANNEXED EXHIBIT "A" AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bu.                    RESOLUTION STRONGLY OPPOSING THE PROPOSED CLOSING OF ESSEX COUNTY VOCATIONAL-TECHNICAL HIGH SCHOOL IN NEWARK AND FURTHER OPPOSING THE PROPOSED CONSTRUCTION OF A NEW SCHOOL IN WEST ORANGE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM OF \$529.90, PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, 80 PARK PLACE, NEWARK, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR DAMAGE TO PUBLIC SERVICE ELECTRICAL POLE #73025 IN FRONT OF 429 DELANCY STREET ON DECEMBER 13, 1977 BY THE NEWARK DEMOLITION TEAM" (Resolution 7-R-bc, December 20, 1979) was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bv.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM OF \$529.90, PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, 80 PARK PLACE, NEWARK, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR DAMAGE TO PUBLIC SERVICE ELECTRICAL POLE #73025 IN FRONT OF 429 DELANCY STREET ON DECEMBER 13, 1977 BY THE NEWARK DEMOLITION TEAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled December 20, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

May 16, 1979

MOTIONS.

7-M-a.      A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT HEALTH AND WELFARE DIRECTOR MORGAN SUPPLY COUNCIL WITH THE SCHEDULED DATE OF APPOINTMENT OF THE TWO ASSISTANT MUNICIPAL SUPERINTENDENTS OF WEIGHTS AND MEASURES WHO ARE URGENTLY NEEDED FOR THE PROTECTION OF THE RESIDENTS OF THE CITY OF NEWARK, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-b.      A MOTION STRONGLY URGING THE COMMISSIONERS OF PASSAIC VALLEY SEWERAGE COMMISSION TO ENACT APPROPRIATE REGULATIONS WHICH WOULD REQUIRE ALL PERSONS WHO SHALL HEREAFTER BECOME EMPLOYEES OF THE PASSAIC VALLEY SEWERAGE COMMISSION TO BE BONA FIDE RESIDENTS OF AN OWNER OR LESSEE MUNICIPALITY UTILIZING THE SERVICES OF THE PASSAIC VALLEY SEWERAGE COMMISSION; FURTHER, THAT THE CITY CLERK BE DIRECTED TO SEND COPIES OF THIS MOTION TO THE COMMISSIONERS OF THE PASSAIC VALLEY SEWERAGE COMMISSION, AND TO ALL MUNICIPALITIES CONCERNED, WITH A REQUEST FOR THEIR SUPPORT OF COUNCIL'S POSITION IN THIS MATTER, was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-c.      Councilman Tucker stated in the past few years the City of Newark, as well as other major industrial cities, have experienced the urgent need for technical assistance in providing essential chemical analyses of suspected toxic chemicals stored in industrial areas within the City of Newark. Two major examples of this need in Newark include certain abandoned chemicals at 50 Paris Street, and at 922 McCarter Highway. In this connection, Councilman Tucker made a MOTION REQUESTING IMMEDIATE TECHNICAL ASSISTANCE FROM THE FACULTY AND/OR PROFESSIONAL STAFF OF THE NEW JERSEY INSTITUTE OF TECHNOLOGY TO WORK WITH THE CITY OF NEWARK DEPARTMENTAL STAFF IN CONNECTION WITH PROVIDING REQUIRED CHEMICAL ANALYSES OF SUSPECTED TOXIC CHEMICALS STORED IN VARIOUS INDUSTRIAL AREAS WITHIN THE CITY OF NEWARK; FURTHER, URGING THE CITY BUSINESS ADMINISTRATOR TO IMMEDIATELY SEEK THE COOPERATION OF NEW JERSEY INSTITUTE OF TECHNOLOGY AND TO ADVISE COUNCIL WHEN THE NECESSARY ARRANGEMENTS HAVE BEEN COMPLETED.

This motion was seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-d.            A MOTION STRONGLY URGING THE MAYOR AND DIRECTOR OF THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO PROVIDE FOR AN ALLOCATION OF FUNDING THROUGH THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT TO THE NEWARK CONSTRUCTION TRADES TRAINING CORPORATION, WHO BY PAST PERFORMANCE, HAS PROVED TO BE A PRODUCTIVE AND WORTHWHILE ORGANIZATION TO THE GREAT BENEFIT OF THE CITIZENS OF NEWARK, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

7-M-e.            A MOTION DIRECTING THE CITY CLERK TO REQUEST HEALTH AND WELFARE DIRECTOR MORGAN TO CLOSE THE OUTDOOR BATHROOM FACILITIES AT THE DOUGLAS HARRISON APARTMENTS SINCE IT HAS BECOME A HAZARD TO THE HEALTH AND SAFETY OF THE RESIDENTS, was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.            The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FIELD REPRESENTATIVE - RENT CONTROL BOARD)"

(Senior Field Representative  
Rent Control Board                      \$12,209. -- \$14,840.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Upon question posed by Councilman Tucker, the City Clerk replied the file indicates the audit was made prior to the submission of the original ordinance to the Council and that ordinance was rejected by the Council in 1978.

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

May 16, 1979.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE PART-TIME POSITIONS OF OBSTETRICIAN/GYNECOLOGIST, 9 HOURS; AND PODIATRIST, 12 HOURS)"

(Obstetrician/Gynecologist, P.T.  
(12 hours per week) \$12,898. - \$12,898.

Podiatrist, P.T.  
(12 hours per week) 17,197. - 17,197.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON SOUTH 14TH STREET."

(South 14th Street, West side, beginning 416 feet north of the northerly curblineline of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET, AND SOUTH ORANGE AVENUE."

(Grove Street, West side, beginning 216 feet south of the southerly curblineline of Ruth Street and extending 22 feet easterly therefrom)



May 16, 1979

South Orange Avenue, North side, beginning 120 feet east of the easterly  
curbline of Poe Avenue and extending 22 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979  
Calendar of the Municipal Council for first reading was made by Councilman Bottone,  
seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,  
RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING  
PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES  
OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING  
PARKING ON ROSEVILLE AVENUE."

(Deleting Roseville Avenue, West side, from West Market Street to Orange  
Street.

Adding Roseville Avenue, West side, from West Market Street to Route 280  
Collector Road)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979  
Calendar of the Municipal Council for first reading was made by Councilman Carrino,  
seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,  
RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS  
OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE  
REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED,  
EXCLUDING TRUCKS OVER 4 TONS ON SCHEERER AVENUE."

(Scheerer Avenue, from Bergen Street to Renner Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979  
Calendar of the Municipal Council for first reading was made by Councilman James,  
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

May 16, 1979

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSED PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NEWARK EMERGENCY SERVICES FOR FAMILIES, INC., A NONPROFIT CORPORATION, TENANT, FOR 272 SQUARE FEET OF SPACE ON THE GROUND FLOOR OF PREMISES LOCATED AT 598 SOUTH 11TH STREET, NEWARK, NEW JERSEY, FOR THE PERIOD FROM MAY 1, 1979 TO APRIL 30, 1980, AT A RENTAL FEE OF \$1,200.00, FOR THE ENTIRE TERM, PURSUANT TO N.J.S.A. 40A:12-14(c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSED PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND C.U.R.A. (COMUNICAD UNIDA PARA LA REHABILITACION DE ADICTOS), TENANT, FOR THE PERIOD FROM MAY 2, 1979 TO MAY 1, 1980, FOR PREMISES COMMONLY KNOWN AS 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, AT A RENTAL FEE OF \$3,000.00 FOR THE ENTIRE TERM OF ONE (1) YEAR, PURSUANT TO N.J.S.A. 40A:12-14(c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Buck, Corporation Counsel Perillo and Health and Welfare Director Morgan to meet with the Municipal Council at their pre-meeting conference June 6, 1979 to discuss this matter, was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-i.

The City Clerk presented PROPOSED "ORDINANCE PROHIBITING THE SALE OR DISPLAY OF PARAPHERNALIA RELATING TO CONTROLLED DANGEROUS SUBSTANCES."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 6, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a.                    COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 9-b.                    COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966." (RENT DECREASES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a.                    The City Clerk reported the following Bingo and Raffles Licenses were issued from April 25, 1979 to May 8, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's PTA	7963
Parents Association, St. Lucy's School	7964

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society, Sacred Heart Church, Vailsburg	7823 (Amended)
Urban Communications Association of New Jersey, Inc.	7909 (Amended)

May 16, 1979

RAFFLES LICENSES (CONTINUED)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
First Zion Hill Baptist Church	7914 (Amended)
St. Francis Xavier Church	7958 (Amended)
Rosary Altar Society - St. John's Ukrainian Catholic Church	7959
Sacred Heart Church	7960
New Hope Baptist Church	7961

A motion to concur in the Report was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

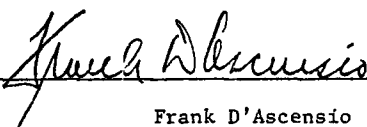
ADJOURNMENT.


12. A motion to adjourn this meeting was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

This meeting adjourned at 10:55 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President

Newark, New Jersey, May 22, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:20 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris, Acting City Clerk Korngut, Acting Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 17, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The Acting City Clerk read letter dated May 17, 1979 from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, May 22, 1979 at 2:00 P. M. to consider those budgetary transactions that are necessary to adjust the Municipal Budget to comply with the recent reorganization: 1) Budget Correction to provide funding for the Department of General Services; 2) Budget Correction to provide funding for the Department of Engineering and 3) Budget Correction to adjust funding for the revised Department of Recreation and Parks.

#### RESOLUTIONS.

7-R-a.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF PUBLIC WORKS, DIRECTOR'S OFFICE, DIVISION OF MOTORS, DIVISION OF PUBLIC PROPERTY, DIVISION OF SEWERS, DIVISION OF SANITATION, DIVISION OF STREETS AND SIDEWALKS AND TRAFFIC AND SIGNALS TO DEPARTMENT OF GENERAL SERVICES, DIRECTOR'S OFFICE, DIVISION OF PUBLIC BUILDING, DIVISION OF MOTORS, DIVISION OF SURPLUS PROPERTY, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, DIVISION OF SANITATION, DIVISION OF STREETS AND SIDEWALKS AND DIVISION OF TRAFFIC AND SIGNALS. (PURPOSE OF REORGANIZING VARIOUS DEPARTMENTS AND DIVISIONS WITHIN THE CITY'S STRUCTURE)

(Copy of resolution and correspondence submitted to each Member of the Council)

May 21, 1979

May 22, 1979

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani,  
President Harris.

Not Voting: Councilman Tucker.

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF RECREATION AND PARKS, DIVISION OF PARKS AND GROUNDS AND DIVISION OF RECREATION PARKS TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF PARKS AND GROUNDS AND DEPARTMENT OF RECREATION AND PARKS, DIRECTOR'S OFFICE. (PURPOSE OF REORGANIZING VARIOUS DEPARTMENTS AND DIVISIONS WITHIN THE CITY'S STRUCTURE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani,  
President Harris.

Not Voting: Councilman Tucker.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF ENGINEERING, DIRECTOR'S OFFICE, VARIOUS TITLES AND OTHER SALARIES AND WAGES TO DEPARTMENT OF ENGINEERING, DIVISION OF ENGINEERING, VARIOUS TITLES AND OTHER SALARIES AND WAGES. (PURPOSE OF REORGANIZING VARIOUS DEPARTMENTS AND DIVISIONS WITHIN THE CITY'S STRUCTURE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani,  
President Harris.

Not Voting: Councilman Tucker.

ADJOURNMENT.


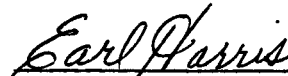
12.

A motion to adjourn this meeting was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

May 22, 1979

This meeting adjourned at 2:22 P. M.

APPROVED:  
\_\_\_\_\_  
Archie Korngut  
Acting City Clerk  
\_\_\_\_\_  
Earl Harris  
President





Newark, New Jersey, June 1, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:00 A. M.

Acting City Clerk Korngut announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr. Temporary President was made by Councilman James, seconded by Councilman Martinez.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr. Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Grant, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

Temporary President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 30, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

Acting City Clerk Korngut read letter, dated May 29, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council for Friday, June 1, 1979, at 10:00 A. M., or as soon thereafter as the Council can convene, to consider the continuation of contract, for the next twelve month period, between the City of Newark and the Newark Housing Development and Rehabilitation Corporation, which expires June 1, 1979.

RESOLUTIONS.

7-R-a.                    RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO A CONTRACT WITH NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORPORATION FOR PURPOSE OF CONTINUING HOUSING PRESERVATION AND STABILIZATION SERVICES CONSISTENT WITH THE MAYOR'S URBAN DEVELOPMENT POLICY, THE CITY'S 1978 MASTER PLAN, AND THE NATIONAL HOUSING GOAL, FOR PERIOD JUNE 2, 1979 TO MAY 31, 1980 PURSUANT TO CITY COUNCIL APPROVAL; AMOUNT OF \$2,721,684. SHALL BE APPROPRIATED BY MPDO/CDA TO CARRY OUT STATED SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Grant.

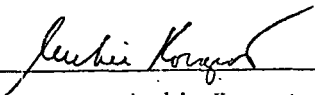
ADJOURNMENT.

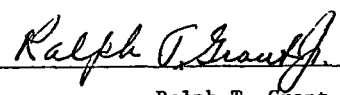
12.                    A motion to adjourn this meeting was made by Councilman James, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Grant.

This meeting adjourned at 11:05 A. M.

APPROVED:

  
\_\_\_\_\_  
Archie Korngut  
\_\_\_\_\_  
Acting City Clerk

  
\_\_\_\_\_  
Ralph T. Grant, Jr.  
\_\_\_\_\_  
Temporary President

Newark, New Jersey, June 6, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:45 P. M.

The audience arose for the National Anthem.

The prayer was offered by Councilman Sharpe James.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Grant arrived 1:48 P. M.)

(Councilman Tucker arrived 1:50 P. M.)

(Councilman Carrino arrived 2:15 P. M.)

President Harris stated "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 29, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF ENGINEERING.

A motion that the Annual Report be received and placed on file was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-b. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF FINANCE.

A motion that the Annual Report be received and placed on file was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

June 6, 1979

June 6, 1979

4-c. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF FIRE.

A motion that the Annual Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-d. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF HEALTH AND WELFARE.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-e. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF POLICE.

A motion that the Annual Report be received and placed on file was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-f. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF PUBLIC WORKS.

A motion that the Annual Report be received and placed on file was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-g. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF RECREATION AND PARKS.

A motion that the Annual Report be received and placed on file was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-h. The City Clerk presented 1978 ANNUAL REPORT OF DIVISION OF CENTRAL PURCHASE, DEPARTMENT OF ADMINISTRATION.

A motion that the Annual Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-i. The City Clerk presented 1978 ANNUAL REPORT OF DIVISION OF PERSONNEL, DEPARTMENT OF ADMINISTRATION.

A motion that the Annual Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-j.      The City Clerk presented 1978 ANNUAL REPORT OF BOARD OF ADJUSTMENT, OFFICE OF THE MAYOR AND AGENCIES.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-k.      The City Clerk presented 1978 ANNUAL REPORT OF OFFICE OF ASSESSMENT, OFFICE OF THE MAYOR AND AGENCIES.

A motion that the Annual Report be received and placed on file was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-l.      The City Clerk presented 1978 ANNUAL REPORT OF CIVIL DEFENSE, OFFICE OF THE MAYOR AND AGENCIES.

A motion that the Annual Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-m.      The City Clerk presented 1978 ANNUAL REPORT OF RENT CONTROL, OFFICE OF THE MAYOR AND AGENCIES.

A motion that the Annual Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-n.      The City Clerk presented 1978 ANNUAL REPORT OF THE NEWARK PUBLIC LIBRARY.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-o.      The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF APRIL, 1979.

A motion that the Report be received and placed on file was made by President

June 6, 1979

Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-p.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, SUBMITTED BY HOPE JACKSON, ACTING DIRECTOR.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-q.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO MARCH, 1979.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-r.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF APRIL, 1979.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-s.

The City Clerk presented ACCOUNTANTS' REPORT ON REAL PROPERTY ACQUISITION PROJECT, HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, HOUSING AND COMMUNITY DEVELOPMENT ACT, PROGRAM YEAR I, FOR THE PERIOD DECEMBER 1, 1975 TO NOVEMBER 30, 1977, SUBMITTED BY ROSS, STEWART & BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Accountants' Report be received and refer same to Council Staff for review; further directing the City Clerk to request an immediate response from Business Administrator Buck and Acting Municipal Comptroller Riley as to this audit which indicates unsatisfactory operations, including disallowed or questioned costs and what specific action is being taken by Administration concerning this audit was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

June 6, 1979

1501

4-t.

The City Clerk presented REPORT ON EXAMINATION OF ACCOUNTS, THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, HOUSING AUTHORITY OF THE CITY OF NEWARK, URBAN RENEWAL PROJECT NUMBER N.J.R-62, ESSEX HEIGHTS PROJECT, INTEREST NOTES, FOR PERIOD JANUARY 1, 1975 TO DECEMBER 31, 1975, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive this Audit and refer same to Council Staff for review; further directing the City Clerk to request an immediate response from Business Administrator Buck and Acting Municipal Comptroller Riley as to this audit which indicates unsatisfactory operations, including disallowed or questioned costs and what specific action is being taken by Administration concerning this audit was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-u.

The City Clerk presented REPORT ON EXAMINATION OF THE CITY OF NEWARK, COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, SUB-CONTRACT: BESSIE SMITH HEALTH CENTER, CDBG NO. B-75-MC-09-0001, HCDA I, FOR PERIOD APRIL 1, 1975 TO AUGUST 31, 1975, SUBMITTED BY LUCAS, TUCKER & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive this Audit and refer same to Council Staff for review; further directing the City Clerk to request an immediate response from Business Administrator Buck and Acting Municipal Comptroller Riely as to this audit which indicates unsatisfactory operations, including disallowed or questioned costs and what specific action is being taken by Administration concerning this audit was made by Councilman Bottone, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

4-v.

The City Clerk presented REPORT ON EXAMINATION OF THE CITY OF NEWARK, COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, SUB-CONTRACT: NEWARK HOUSING AUTHORITY, N.J.R-58, CDBG NO. B-75-MC-09-0001, HCDA I, FOR PERIOD APRIL 1, 1975 TO APRIL 15, 1976, SUBMITTED BY LUCAS, TUCKER & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive this Audit and refer same to Council Staff for review; further directing the City Clerk to request an immediate response from Business Administrator Buck and Acting Municipal Comptroller Riley as to this audit which

June 6, 1979

indicates unsatisfactory operations, including disallowed or questioned costs and what specific action is being taken by Administration concerning this audit was made by Councilman Bottone, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani, President Harris.

(Councilman Grant arrived 1:48 P. M.)

4-w. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD MARCH 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani, President Harris.

4-x. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD APRIL 19, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani, President Harris.

4-y. The City Clerk presented COPY OF MINUTES OF MEETING OF QUARTERLY MEETING OF SECOND RIVER JOINT MEETING, HELD MARCH 5, 1979.

A motion that the Copy of Minutes be received was made by Councilman James seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani, President Harris.

4-z. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD APRIL 30, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani, President Harris.

4-ba. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD APRIL 30, 1979.



June 6, 1979

1508

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bb. The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD APRIL 18, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bc. The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 23, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bd. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 25, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-be. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD APRIL 25, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bf. The City Clerk presented AUDIT REPORTS PERFORMED ON HOUSING COMMUNITY BLOCK GRANT FUNDS YEARS I AND II, 1975 AND 1976.

June 6, 1979

(Program HCDA I, 1975 - 39 Various Programs, submitted by Various Certified Public Accountants

Program HCDA II, 1976 - 42 Various Programs, submitted by Various Certified Public Accountants)

(Copy submitted to each Member of the Council)

A motion to receive these Audits and refer same to Council Staff for review, further, directing the City Clerk to request an immediate response from Business Administrator Buck and Acting Municipal Comptroller Riley as to those audits which indicate unsatisfactory operations, including disallowed costs or questioned costs and what specific actions are being taken by Administration concerning these audits was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bg.

The City Clerk presented REPORT ON EXAMINATION OF FINANCIAL STATEMENTS AND ADDITIONAL INFORMATION, COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, SUB-CONTRACT: GLADYS E. DICKINSON NEIGHBORHOOD HEALTH CENTER, FOR PERIOD APRIL 1, 1975 TO MARCH 31, 1976, SUBMITTED BY TOUCHE ROSS & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive this Audit and refer same to Council Staff for review; further directing the City Clerk to request an immediate response from Business Administrator Buck and Acting Municipal Comptroller Riley as to this audit which indicates unsatisfactory operations, including disallowed or questioned costs and what specific action is being taken by Administration concerning this audit was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bh.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD APRIL 18, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

June 6, 1979

4-bi. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD APRIL 18, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bj. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD APRIL 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bk. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD MARCH 29, 1979, RECONVENED APRIL 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bl. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD MAY 3, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bm. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING APRIL 6, 1979 AND APRIL 13, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-J, FOR PERIOD ENDING APRIL 20, 1979 AND INDICATING NO PROPERTY ACQUISITIONS FOR PERIOD ENDING APRIL 27, 1979; AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING APRIL 6, 1979 AND APRIL 13, 1979; LISTING PROPERTY DEMOLITION FOR URBAN RENEWAL PROJECT R-38, FOR PERIOD ENDING APRIL 20, 1979; AND LISTING PROPERTY DEMOLITION FOR URBAN RENEWAL PROJECT R-32, FOR PERIOD ENDING APRIL 27, 1979.

June 6, 1979

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

4-bn. The City Clerk presented COPY OF MINUTES OF MEETING OF THE COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 18, 1979.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Villani,  
President Harris.

(Councilman Tucker arrived 1:50 P. M.)

BOARD OF ADJUSTMENT - APPEAL.

4-A-1. The City Clerk read APPLICATION OF COMMERCIAL SERVICE CORPORATION, APPLICANT, (A.J. CHRISTENSEN, OWNER), FOR A VARIANCE TO PERMIT IN A FIRST INDUSTRIAL DISTRICT ESTABLISHMENT OF A PUBLIC GARAGE ON PREMISES 14-26 WHITNEY STREET, NEWARK.

The Board of Adjustment at its regular meeting March 13, 1979 approved the application by a vote of 5 Ayes and 1 Nay.

An appeal in the above matter was filed in the Office of the City Clerk on March 28, 1979. The transcript in connection with this matter was received by the City Clerk on April 30, 1979.

On May 15, 1979 the City Clerk notified the applicant, his attorney and the appellants that an appeal in this matter will be heard by the Municipal Council at their regular meeting June 6, 1979 at 1:00 P. M., in the Council Chamber, second floor, City Hall, Newark.

Each Member of the Council was furnished with a copy of the transcript of the hearing before the Board of Adjustment and the application of the Board of Adjustment. In addition to the resolution of the Board there was a block diagram of the immediate vicinity of the subject premises. He said he would like to call to their attention an error in the Board's Resolution regarding the purpose of the application. Although the Resolution refers to the establishment of a Head Start Center in a 2nd Residence District, the application was for a variance to permit in a First Industrial District the establishment of a public garage for outdoor storage of cars and minor mechanical repairs.

June 6, 1979

This is the time and place for the appeal to commence.

President Harris stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment granting a variance to Commercial Service Corporation, Applicant, to permit in a First Industrial District establishment of a public garage on premises 14-26 Whitney Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council only argument based on the record made before the Board of Adjustment. For the benefit of an appellant who is not represented by an attorney, that means that you may state the reasons for your objections to the variance and you may point to testimony before the board to support your position. However, you cannot bring in new testimony or other evidence.

President Harris called for those desiring to be heard, who filed the appeal, to give his name and address and be heard.

MR. NESTOR L. OLESNYCKY, 1339 SPRINGFIELD AVENUE, IRVINGTON, NEW JERSEY, representing the Applicant, Commercial Service Corporation stated he will stipulate whatever is on the record and will stand by the record.

MR. DAVID T. WRIGHT, 365 GROVE STREET, NEWARK, NEW JERSEY, indicated he would like to know two things. They denied the variance for them. They brought the vehicles there before the variance was granted. Second, they denied it and then it came back and approved it.

President Harris requested Assistant Corporation Counsel Bressler to step forward and questioned her whether the remarks made by the gentleman are part of the record.

Assistant Corporation Counsel Bressler replied that is not part of the appeal. The appeal is only from the granting of the variance. If the applicant had something on the property which he should not have had prior to the granting of the variance, that is something for our Zoning Enforcement Officer to look into. That is not the subject of the appeal. She suggested the appellant confine himself only to arguments relating to whether or not the variance should be granted.

Assistant Corporation Counsel Bressler and Mr. Wright conversed away from the dais.

Ms. Bressler said that the objector would like to refer to a fact that may already be in the record. Originally the variance was applied for and denied. The record of the Board of Adjustment showed that when the applicant applied again

June 6, 1979

the applicant modified his plans so that in effect it is a new variance that is applied for. The objector would like to refer to the fact that it had been applied for previously. The objector believes it was the same variance applied for and she was not present at the Board of Adjustment hearing for the original application. Perhaps the attorney for the applicant can answer that after the objector has spoken.

Mr. Olesnycky said that on January 23, 1979 an application was denied to permit in a 1st Industrial District the establishment of a public garage, automobile body and fender work. It was an entirely different application. It was an application based on three requests: 1) public garage; 2) automobile body and fender shop and 3) the painting and sale of used motor vehicles. That was denied on January 23, 1979 and it is in the transcript. Therefore, it is not a proper subject of argument here. The application in question which was granted at this time was limited solely to a public garage.

Ms. Bressler said the objector can refer to the original application, which was denied. However, it must be made clear that this body can only consider the present application.

Mr. Wright continued that there were or are 182 cars on the premises.

Mr. Olesnycky objected indicating that testimony is not in the record.

Mr. Wright said that the automobiles which are next door to him, there are numerous number of cars there.

Mr. Olesnycky objected again.

Ms. Bressler said that she has read the transcript and Mr. Wright before the Board of Adjustment had testified to various conditions on the property, conditions which he believes affects his residence and his quality of living. He may refer to those conditions, facts that are already in the record before the Board of Adjustment and she is sure the Councilmen have read the transcript. She thinks perhaps the best she can guide Mr. Wright, she knows it is difficult. Rather than repeat all the details of the facts to make an argument out of it. For example, "the granting of the variance would affect my life the following way" and make an argument and then bring up the fact of your argument.

Councilman James said he would like to know if the gentleman can make his remarks and the attorney make his objections at the end of his testimony as opposed to continued interruption. If it is factual or not he can still raise his objections after he makes his statement. As it stands now, he can't even make a statement. We will still be able to evaluate the objectivity, the factualness of his testimony whether objections are made, cross-examined, or made at the end.

June 6, 1979

Ms. Bressler said she understands how difficult it is and Mr. Wright is not an attorney, and it is difficult to grasp the content. However, just to guide this Council, when the Council makes the decision, it can only decide on the basis of the record below. Now, the record below can be interpreted in different ways, therefore, during oral argument parties are given an opportunity to repeat the record below and frame it in a way to convince the Members of the Council that their side is the correct side, their position is correct. However, the Council must remember it is only the record below they can rely on for a decision.

President Harris said the question which was raised by Councilman James has been unanswered. He asked whether we could proceed to permit Mr. Wright to make his statement and the attorney would state his objections after the statements. Would it be necessary for the attorney to state his objections at the time Mr. Wright makes a statement.

Ms. Bressler replied in the interest of proceeding quickly, she thinks that would be a very good idea and at the end before the Council votes on this application this Council would then sift out whatever would be irrelevant and make a decision based on the record below.

Mr. Olesnycky stated that since the Council can only consider what is here he regards his duty to his clients attorney, to not permit them to hear what is irrelevant because it is on the record and it may influence them in the decision. Therefore, if this gentlemen says something that is irrelevant, immaterial, it is his duty to object at that time because they might have forgotten what had made up their minds and he wishes to object at the time the objection is made because they can't be guided. He used the figure 182 twice. He is giving testimony. He will respect President Harris' decision but for the record he objects because he thinks he should be allowed to object.

Councilman James said what he said is precisely what we are saying. If you are making an objection after remarks have been entered into the record and after we have heard them, there is no significant difference whether he objects at the completion of his statement, immediately thereafter. They will still appear in the record and his objections could be noted simultaneously as he wished to do or at the end. There is no difference in what he said but he believes we can proceed in a more orderly manner if at least he is allowed to make a statement.

Councilman Grant said what he would like to suggest very strongly to him is as the testimony goes along, information is given, no doubt he will be making notes and so will the Council. He strongly suggested that the attorney not insult the intelligence of this Council by suggesting that we may forget what has been said

June 6, 1979

previously and it is an insult to his personal intelligence and he takes exception to that.

President Harris said he was just looking at the transcript, and he does not see the figure of 100 some odd.

Mr. Olesnycky noted he pointed out that Mr. Wright quoted 182 which he does not see in the transcript.

President Harris replied that he sees 75, Mr. Wright's statement putting 75 cars or maybe 100 on the lot.

Mr. Wright said that he was first denied. Before the variance was granted to him he had exactly 125 cars on the lot. Second, when he came back down here they approved it. He wants to know how they could do this. His family is there and with all these cars at all times of the night. It just can't be done this way. He is serious, you have dogs there, numerous dogs, hollering all times of the night and he can't remember what he had written down because he does not have it in front of him. But he did have it some time or another. That is why this should have never been granted. The cars are being sprayed there at night, tune-ups right next to his window, cursing all times of the night. He can't ask for the policeman to come because by the time the police come, everything has quieted down. That is why he is here.

Mr. Olesnycky said he objects to statements made by Mr. Wright which included the word 175, it was not in the transcript. He objects to a reference to dogs howling that was not made before. He objects to reference made of cars being sprayed at night and calls the police and by the time the police come there is nothing there. That is not in the record.

Councilman Bottone stated that after reading the record below and listening to oral argument, he finds that the premises at 14-26 Whitney, a First Industrial District, contains 1 story commercial type buildings and a large yard. The premises were formerly used by a construction company for the storage of construction equipment and materials. The block diagram shows that within 200 feet of the premises, are located a cemetery, parking lots, gas station, a few residential buildings, autoparts store, warehouse, office building, hot dog stand, real estate office, bar, retail upholstery outlet, equipment storage, and a body shop. Whitney Street is not a through street; it ends at the cemetery.

Councilman Bottone continued the owner of the property applied to the Board of Adjustment for a variance to permit the establishment of a public garage for the storage of 40-50 cars in the yard and minor mechanical repairs such as tune-ups and



June 6, 1979

replacement of batteries in connection with his use of the premises for indoor car sales which is a permitted use under the City's zoning ordinance. The hours of operation will be 8 A. M. to 6 or 7 P. M.. There will be no body or fender work or painting of vehicles; no portion of the street will be used. Occasionally repossessed vehicles will be towed to the premises but there will be no public towing. There are no structural changes proposed. The property is fenced in with stockade fencing and shrubbery so that there is no visual access from the street.

Councilman Bottone said he finds that the variance can be granted without substantial detriment to the public good and without substantially impairing the purpose of the City's zoning plan and zoning ordinance. The area is a First Industrial District and the proposed use of the property for storage of cars and for minor mechanical repairs is consistent with surrounding uses. The activities will be performed during normal working hours, from 8 A. M. to 6 or 7 P. M., and will have minimal impact on the few residential properties in the area. Since the property is completely shrubbed and fenced, the operation will be screened from view.

Councilman Bottone said as he understands the law relating to the granting of use variances, in addition to establishing that there will be no substantial detriment to the public good and that the intent of the zone plan will not be substantially impaired, an applicant must show a special reason for granting the variance.

Councilman Bottone said for the foregoing reasons, he moved that this Council find that the variance can be granted without substantial detriment to the public good and without substantially impairing the intent of the zone plan and that this matter be remanded to the Board of Adjustment for the purpose of taking additional testimony relating to special reasons and deciding whether such reasons exist for the granting of a variance. The motion was seconded by Councilman Martinez.

Councilman Grant said for his own edification, he requested the Law Department to give him a definitive explanation between deferring, reject, or remand.

(Councilman Carrino arrived 2:15 P. M.)

Ms. Bressler replied under the Land Use Law, Council can confirm, reverse, modify the decision of the Board of Adjustment or it may remand the matter to the Board of Adjustment. In this case, Councilman Bottone moved to remand this matter to the Board of Adjustment because the Board did not consider and made no finding as to whether there was a special reason for the granting of the variance. The statute requires that an applicant show that the granting of a variance would not be detrimental to the zone

June 6, 1979

plan and to the public good. But in addition the statute requires that a special reason be shown for the granting of the use variance. It must be kept in mind this is not an area variance, such as a backyard or a sideyard or a front setback variance. This is a use variance and since the Board of Adjustment could not approve without a finding of special reason and the resolution, which the Council all received a copy of, did not indicate whether in fact they found a special reason, then it would be entirely appropriate for the Council to remand this matter to the Board of Adjustment to take additional testimony relating to whether there is a special reason for the granting of the variance and to make a decision along those lines. She would suggest this Council instruct the Board of Adjustment that after it makes its decision with regard to special reasons that the resolution be forwarded to this Council at which time they would be able to complete their hearing on this matter.

Councilman Grant said what you are saying, for laymen who are seated in the audience, the term remand is used, you are really saying we are returning it.

Ms. Bressler replied that is correct.

Councilman Tucker said he assumes also, when going back to remand, we are giving jurisdiction back to the Board of Adjustment to make a determination so we are not maintaining the final determination on this matter when we remand it. Consistent with that, he thinks at least the public should be aware of that, separate and apart from any action at least we take, the final action will be made by the Board of Adjustment if they are not satisfied with that action they will have to go to the appeal process all over again and bring it back to the Council.

Ms. Bressler suggested the Council remand with instructions that the resolution be forwarded to the Council at which point the Council can continue the matter of appeal. If this body prefers not to retain jurisdiction, wishes the objector to go through the appeal process again, that is entirely up to the Council.

Councilman Tucker said he wants to make sure that the objectors are aware that we are remanding it to the Board of Adjustment so that they can make a determination, either they would make the final determination or we maintain the final determination. For the edification of the community at large, what he assumes we are saying is that the remand would basically go back with a recommendation, then that recommendation should be brought back to the Council for a final determination so that our action today is not final nor are we giving a final decision to the Board of Adjustment. It will come back before the Council.

The motion made by Councilman Bottone, seconded by Councilman Martinez was declared adopted by President Harris by the following votes:

June 6, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 27, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR THE ERECTING OF COMMERCIAL ANTENNAE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE PART TIME POSITIONS OF OBSTETRICIAN/GYNECOLOGIST, 9 HOURS AND PODIATRIST, 12 HOURS)

(Obstetrician/Gynecologist P. T. (9 hours per week)	\$12,898. - \$12,898.
--	-----------------------

Podiatrist, P. T. (12 hours per week)	17,197. - 17,197.)
--	--------------------

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 20, 1979.

June 6, 1979

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON SOUTH 14TH STREET.

(South 14th Street, West side, beginning 416 feet north of the northerly curbline of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET, AND SOUTH ORANGE AVENUE.

(Grove Street, West side, beginning 216 feet south of the southerly curbline of Ruth Street and extending 22 feet southerly therefrom  
South Orange Avenue, North side, beginning 120 feet east of the easterly curbline of Poe Avenue and extending 22 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON ROSEVILLE AVENUE.

(Deleting Roseville Avenue, West side, from West Market Street to Orange Street

Adding Roseville Avenue, West side, from West Market Street to Route 280

Collector Road)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 20, 1979.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON SCHEERER AVENUE.

(Scheerer Avenue, from Bergen Street to Renner Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

6-F-g.

The City Clerk read AN ORDINANCE RATIFYING AND AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NEWARK EMERGENCY SERVICES FOR FAMILIES, INC., A NON-PROFIT CORPORATION, TENANT, FOR 272 SQUARE FEET OF SPACE ON GROUND FLOOR OF PREMISES LOCATED AT 598 SOUTH 11TH STREET, NEWARK, NEW JERSEY, FOR THE PERIOD FROM MAY 1, 1979 TO APRIL 30, 1980, AT A RENTAL FEE OF \$1,200. FOR THE ENTIRE TERM, PURSUANT TO N.J.S.A. 40A:12-14(c).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 20, 1979.

6-F-h.

The City Clerk read AN ORDINANCE PROHIBITING THE SALE OR DISPLAY OF PARAPHERNALIA RELATING TO CONTROLLED DANGEROUS SUBSTANCES.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,

Not Voting: Councilman Johnson, President Harris.

President Harris: The yeses are seven, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 20, 1979.

At a later time in the meeting, a motion to consider Item 8-g on Ordinances for First Reading, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, CANCELLING CERTAIN APPROPRIATIONS AGGREGATING \$26,613,159. PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to request a report from Administration indicating the specific authorizations that have been made and the expenditures relating to each authorization prior to the Council's next meeting June 20, 1979 was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 20, 1979.

At a later time in the meeting, a motion to consider Item 8-h on Ordinances on First Reading, was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING CERTAIN MONIES, INCLUDING BOND PROCEEDS NOT NEEDED FOR PURPOSE FOR WHICH SUCH BONDS WERE ISSUED, TO THE CAPITAL SURPLUS FUND AND AMENDING NUMEROUS ORDINANCES OF THE CITY TO ACCOMPLISH THE SAME.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to request a report from Administration indicating the specific authorizations that have been made and the expenditures relating to each authorization prior to the Council's next meeting June 20, 1979 was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

June 6, 1979

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 20, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 31-33 ESTHER STREET, BLOCK 2410, LOT 11, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 31-33 Esther Street, Block 2410, Lot 11, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$10,000. pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-4, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES, OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON PARK PLACE AND ATLANTIC STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

**PARK PLACE:**

East side, from Raymond Boulevard to Park Street; east side from a point 360' north of the north curb line of Park Street to Centre Street; east side, from Saybrook Place to Fulton Street; west side, from Raymond Boulevard to Centre Street; west side, from Park Place to Broad Street.

**ATLANTIC STREET:**

Both sides, from Lombardy Street to Bridge Street.

And by adding thereto:

**PARK PLACE:**

East side, from Raymond Boulevard to Park Street; east side, from a point 360' north of the north curb line of Park Street to Centre Street; east side, from Saybrook Place to Fulton Street; west side, from Mulberry Street to Park Street;

**ATLANTIC STREET:**

West side, from Lombardy Street to Bridge Street.

Section 2. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

**PARK PLACE:**

West side, beginning at the southerly curb line extension of East Park Street and extending 215 feet southerly therefrom, from 9:30 a.m. to 4:00 p.m., except Sundays.

**ATLANTIC STREET:**

East side, from Lombardy Street to Bridge Street.  
From 9:30 a.m. to 4:00 p.m., except Sundays.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

June 6, 1979

A motion to amend this ordinance by adding to Section 1, Paragraph 4, the following, west side, from Park Place to Broad Street was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris called for those desiring to be heard on the ordinance, as amended, to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE NAMING AND DESIGNATING THE CITY PARK LOCATED AT THE CORNER OF SCHLEY STREET AND CHANCELLOR AVENUE AS "BRUCE BRANCH MEMORIAL PARK".

WHEREAS, Bruce Branch was a graduate of Weequahic High School and an all-City football player, who as a running back and linebacker lead his team to the City football championship in 1967 and 1968; and

WHEREAS, Bruce Branch was a dedicated weight lifter and coach of his neighborhood Pop Warner football team; and

WHEREAS, upon graduation from Weequahic High School, he matriculated at Tuskegee Institute where, as a freshman, he was an outstanding athlete; and

WHEREAS, Bruce Branch subsequently became ill, was hospitalized and then returned home to recuperate, where he died of a heart seizure in his sleep in 1970; and

WHEREAS, the Newark Municipal Council has deemed it most appropriate to memorialize the late Bruce Branch, a fallen community scholar, athlete, and activist, by naming a City park in his honor;

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

June 6, 1979

1531

Section 1. That the plot of ground more particularly described herein shall hereafter be known and designated as "Bruce Branch Memorial Park."

Section 2. Said plot of ground is located at the corner of Schley Street and Chancellor Avenue and known and designated as Block 3739 Lot 29 and Lot 30, on the tax map of the City of Newark.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING TO ALBERT L. AND JEANNE IOZZI AND THEIR ASSIGNS AN EASEMENT THROUGH CITY OF NEWARK LANDS IN WEST MILFORD TOWNSHIP FOR PURPOSES OF UTILITY ACCESS AND INGRESS AND EGRESS TO IOZZI OWNED BLOCK 518, LOT 20, UPON PAYMENT OF TWENTY FIVE HUNDRED DOLLARS (\$2,500) AND THE COSTS OF PUBLICATION OF THIS ORDINANCE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

1. City of Newark, hereinafter Grantor, shall grant and convey unto Albert L. and Jeanne Iozzi, hereinafter Grantee, an eighteen foot easement for ingress and egress and a ten foot easement for utility access as described in the attached agreement.
2. The land which the easement will burden is not currently needed for public use by the City of Newark although the terms of the easement agreement provide for such use in the future.
3. Grantee hereby agrees to indemnify and save harmless the Grantor, its officers, agents, employees and servants, from any claims whatsoever, arising from or in any way connected with the use of this agreement.
4. The Grantee shall pay to the Newark Watershed Conservation and Development Corporation, the designated agent of the City of Newark, the sum of Twenty Five Hundred (\$2,500) Dollars together with the costs of publishing this ordinance.

June 6, 1979

5. The Executive Director of the Newark Watershed Conservation and Development Corporation is authorized to execute the easement agreement on behalf of the City of Newark.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is declared to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, TO ADD ARTICLE 9, OFFICE OF REAL PROPERTY, AND TO REPEAL TITLE TWO, CHAPTER NINE B, ARTICLE 5, DIVISION OF SURPLUS PROPERTY, SECTIONS 7 AND 8, AND TO AMEND TITLE TWO, CHAPTER TWO, ARTICLE 23, REAL ESTATE COMMISSION, SECTION 116. (TO CREATE THE OFFICE OF REAL PROPERTY DEPARTMENT OF ADMINISTRATION, REPEAL THE DIVISION OF SURPLUS PROPERTY, GENERAL SERVICES DEPARTMENT, AND TO PROVIDE FOR INTERAGENCY COOPERATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The Revised Ordinances of the City of Newark (1966) are hereby amended to establish within the Department of Administration an Office of Real Property as follows:

OFFICE OF REAL PROPERTY.

There shall be within the Department of Administration an Office of Real Property under the supervision of a Manager, Office of Real Property, who shall:

- a) Operate, manage and collect rents on city properties which have been acquired by foreclosure, deed in lieu of foreclosure, purchase or other means of acquisition, which property is not necessary for the governmental functions of the city.
- b) Maintain a central register of all property under its jurisdiction, filing the original with the City Clerk and advising the City Clerk of any changes when they occur.

June 6, 1979

1523

- c) Provide the Real Estate Commission with surveys, photographs and such other documentation as the commission shall require in the performance of its function, and to assist the commission in the sale and leasing of all city-owned properties.

2. Title Two, Chapter Nine B, Article 5, Sections 7 and 8 (Division of Surplus Property, Department of General Services) of Ordinance No. 6PHS and FA (050279) of the Revised Ordinances of the City of Newark (1966) is hereby repealed.

3. Title Two, Chapter Two, Section 116 of the Revised Ordinances of the City of Newark (1966) is hereby amended to read as follows:

2.2-116. Cooperation of city officials and agencies.

The Office of Real Property within the Department of Administration shall provide the commission with service, photographs and such other documentation as the commission shall require in the performance of its functions. All other city department and agencies shall cooperate with the commission in all respects.

4. The above ordinance shall take effect upon final passage and publication, in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,"

June 6, 1979

(6-S & T-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND  
SALARY RANGES FOR CERTAIN POSITIONS IN THE DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL  
PROPERTY)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

Section 1. That section 1 (F) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be adjusted by creating the following title, title code, annual minimum salary and annual maximum salary as follows to wit:

(F) OFFICE OF REAL PROPERTY

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Building Service Manager 999320	\$ 12,209	\$ 14,840
Collections Representative 280050	8,581	10,236
Legal Analyst, Office of Real Property (20 hours) 151901	6,402	7,783
Manager, Office of Real Property 174902	19,887	24,176
Principal Account Clerk 257040	7,783	9,461
Principal Clerk Stenographer 653030	7,783	9,461
Real Estate Collections Officer 193902	13,460	16,369
Real Estate Repair & Maintenance Officer 113900	16,369	19,887
Real Estate Sales Officer 290040	13,460	16,369
Rent Collection Analyst 999291	9,010	10,547
Senior Accountant 241120	11,074	13,460
Senior Real Estate Maintenance Inspector 540011	13,460	16,369
Supervisor Real Estate Sales 290041	11,628	14,130

Section 2. "Increment shall mean an annual increase" granted on January 1st of each year and shall be computed at the rate of one-fourth of the difference between the minimum salary and the maximum salary and shall be paid annually until the maximum salary is reached, except for positions noted otherwise.

Every person thereafter appointed to any position herein created (except for organizational transfer) shall receive for the first year of service the minimum salary established for each position, and in addition thereto for each year of service thereafter receive an increment until such

1523

June 6, 1979

person shall have attained the maximum salary established for such position, provided, however, that any person appointed on or after September 1st in any year shall not receive his first increment until the second January 1st following the date of appointment.

No increment shall be granted except as herein provided and no increment shall be granted that will give an employee a total salary in excess of the maximum herein established.

Every employee who, as of the effective date of this ordinance, shall be receiving a salary exceeding the maximum established for his position, said salary having been permanently approved by the Department of Civil Service, shall not receive thereafter any advancement in salary unless such advance salary shall fall within the salary range established for his position.

Every employee hereafter promoted to any position herein created shall, except as herein provided, from the date of promotion to January 1st following, shall be compensated accordingly:

a. Every employee hereafter promoted shall be compensated no more than one (1) full increment step of the position from which he is promoted. The employee shall be placed on the corresponding increment step of the range to which he is promoted. If the promotion places the employee in a range which exceeds the next corresponding step of the schedule established for his position then the employee shall be compensated at the minimum of the promoted position. In addition thereto the employee shall receive annual increments until the maximum salary herein established shall be attained.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, title codes, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

June 6, 1979

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING  
PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR"

(6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE CERTAIN TITLES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor, (6S&FH) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by deleting the following title, title code, annual minimum and annual maximum salary therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Building Service Manager 999320	\$ 12,209	\$ 14,840
Rent Collection Analyst 999291	9,010	10,547
Rent Collector 999292	8,581	10,236
Real Estate Officer 290040	13,460	16,369
Supervisor, Real Estate Sales 290041	11,628	14,130
Supervisor, Repair and Maintenance 390000	13,460	16,369

Section 2. All prior ordinance or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Tucker said we have requested from Administration a breakdown in regards to this. As far as he knows we have not been able to get that. He thinks must of us support the idea but he still believes we have to know what staff positions are going into this Division. He doesn't know how we can affirmatively move on it. The majority Members of the Council are in agreement. The difference is we don't know who is going to be in that position. How can we possibly get that information.

Chief Analyst Polster replied that the City Clerk Staff, by his direction, made two requests. He pointed out that there is a salary ordinance providing for the positions. He said that Councilman Tucker had requested an Organizational Chart and



June 6, 1979

1530

he would think that Budget Officer Banker would have such a chart. They do know the positions. He reiterated that they did request this on two occasions and he will follow it up.

Councilman Tucker said the point he is trying to make is this. This ordinance deals with an area, a sore area in the City and we are full aware of the fact we need to have some sort of direct control over so-called Surplus Property. The problem at least that he has with it is not the conceptional idea of this. He needs to know what the budget is. Right now we are currently paying under MDPO, he believes the Director of that Division is Mr. Wallace White, for approximately 9 positions under MPDO within this particular new Department. Consistent with that you are also taking personnel from the existing Real Estate Commission and we are also taking personnel from the Tax Collector's Office to also go with that Division. If he remembers, correctly, a few years ago, when Mr. Sullivan was the Finance Director, we had a Dedication by Rider, of all the rents coming in under the same thing. He thinks all of us would like to see it but the fact remains we don't know, without that Administrative Organizational Chart, the cost of the positions, we don't know who is affected, who is charged with what responsibility. The only thing the ordinance indicates is that the responsibility will be taken out of the Department of Finance and placed directly under the Business Administrator's Office. It is imperative that we get that Administrative Organizational Chart because without that degree of detail we are creating something about which we don't know any detail. If we can't get that information, he is becoming a little more leery as to what is really in that position at this point and time.

Chief Analyst Polster pointed out the letters the City Clerk sent spelled out exactly what he said, HCDA funding, CETA funding. Everything that Councilman Tucker directed on two occasions. If he would like, by his direction, the City Clerk's Office will follow it up with Budget Officer Banker who he thinks has the information and he believes he has prepared it.

Councilman Tucker questioned whether it was possible for us to hold this until we get the information. The point of the matter is if we don't know what's in there and they are reluctant to give that information to us and we have made two requests.

A motion to close the hearing and defer action on this ordinance awaiting receipt of Administrative Organizational Chart from Administration was made by Councilman Grant; seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

June 6, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,  
President Harris.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NEW WELL NARCOTIC REHABILITATION CENTER, INC., A NON-PROFIT CORPORATION, TENANT, FOR APPROXIMATELY 3,060 SQUARE FEET OF SPACE ON THE FIRST FLOOR OF THE RESIDENTIAL BUILDING, LOCATED AT 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, FOR THE PERIOD FROM APRIL 4, 1979 TO AUGUST 31, 1979, PURSUANT TO N.J.S.A. 40A:12-14(c)

Section 1. The Municipal Council of the City of Newark hereby ratifies the leasing of approximately 3,060 square feet of space on the first floor of the residential building of premises located at 15 Roseville Avenue, Newark, New Jersey, to the New Well Narcotic Rehabilitation Center, for the period from April 4, 1979 to May 2, 1979.

Section 2. Pursuant to N.J.S.A. 40A:12-15(i) the Director of the Department of Health & Welfare is hereby authorized to lease said premises for the period from May 3, 1979 to August 31, 1979, to the New Well Narcotic Rehabilitation Center, Inc., a non-profit corporation, for the public purpose of promoting the health, safety, morals and general welfare of the community by rehabilitating drug addicts.

Section 3. In lieu of a rental fee, the Tenant shall pay for the costs of utilities, heat and maintenance of the leased premises.

Section 4. A copy of the proposed Lease Agreement is attached hereto.

Section 5. A duly executed copy of the written final Lease Agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health & Welfare.

Section 6. This Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, questioned whether New Well is moving to the Roseville location until their present location is rehabilitated.

Chief Analyst Polster replied New Well will be at this location only through August.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman

Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.      MR. WILLIAM SMITH, 103 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to City, State and Federal Government. It seems to him that City elected officials who pass ordinances, should enforce laws, give it to the Law Department to research to make sure it is not unconstitutional. He questioned why laws are not being enforced. The speaker mentioned what happened to the Affirmative Action resolution. Mr. Smith questioned why people are paying taxes and the conditions still remain the same year after year.

Councilman Carrino said that unfortunately the way the City Government works is that the Council makes the laws and the Administration is responsible for enforcing them. He thinks some of the things the speaker is talking about are absolutely true. But the Administration officials of the City of Newark are the ones responsible for improving those conditions. When somebody has a problem in any one of our Wards, like potholes, dirt, garbage, what have you, we have to pick up a phone and call the same way that person would have to call somebody in Administration. If it is in the City Government right now, we make the laws and the Corporation Counsel gives it to the Administration and they are supposed to enforce it. If it is not being enforced, it is because somebody is not doing the job on the second floor, not up in the Council Office.

Councilman Tucker said he will limit his remarks to the Affirmative Action package. Clearly, he thinks he was involved in the process when we were coming up with that ordinance and the original premise we tried to come through was to have the power to withdraw tax abatement. The problem now with the Public Service situation is clearly we do not have the authority to withdraw tax abatement until we exhaust what they call "administrative remedy". When we talk about the whole fiasco about what is taking place with respect to Public Service, the Council called for a public hearing by the Affirmative Review Council and also authorized the Law Department to take testimony which would in turn be a fact finding operation. There is also another administrative procedure. In other words because Public Service does not hire minority contractors

June 6, 1979

and are not hiring apprentices based on their own agreement which they agreed to. What is happening now is that Administration has asked the Law Department to take Public Service to Court. Clearly that is not going to resolve anything and it is just another way of procrastination. All he can say is that we can effectively and under our powers create laws and we cannot enforce those laws. Our current process of government prevents us from doing that. He would clearly like to see that changed but the fact still remains it is not within our power to change that. We cannot make Administration do things unless we utilize political pressure and that can only be applied for short periods of time. We want to work, hopefully in conjunction with Administration, for the betterment of the people. What they have been doing has been ignored by Administration to the detriment of the people. The best person to answer the speakers concern would be the Mayor who has the statutory responsibility to fill those potholes. Irvine Turner Boulevard is a fiasco with respect to potholes. He said they would be very amiable to voting for money to have those potholes filled. No request for additional money has been forwarded to the Council. There has been no request for any particular emergent municipal problem that has been brought to this Council. He doesn't want to give him the answer for the speaker to go see the Mayor but to a great degree a lot of the speakers concerns really rest with his office.

Mr. Smith said he is referring to the new building with respect to Affirmative Action and not the old buildings. He suggested that in 1982 the City Council adopt an ordinance making temporary appointments with respect to Department heads for three months and if they can't do the job they should be terminated.

President Harris stated for the record most recently some of us read and are most certainly aware of the fact that 25 years ago the Supreme Court said in the famous Brown decision as it relates to education that there was a difference in the educational systems as it relates to certain minorities in America. The Congress certainly can pass laws incumbent upon the President in his Administration to carry out said laws. In the State of New Jersey your Legislature, that is the Assembly and the Senate pass laws as it relates to the operation of the function of the State government. It is incumbent upon the Governor and those who work for him as Members of the Cabinet and Department heads to carry out the mandate of the Legislature. In Local Government, which is copied to some extent from the Federal and State Governments where we have two branches of government, we are the lawmakers. It is not incumbent upon the Members of the Council to deliver services to residents of the City of Newark. We make the laws. We appropriate the funds to run this City's business. If it deals with Department of Public Works it is incumbent upon the individual who has that responsibility to be that Department head to take care of the functions under his Department. Just as a matter of clarification..

He does not know how many statements have been made in this Chamber because of the easily accessibility to this branch of government with complaints as to services. It is not this branch of government's responsibility nor are they at fault that services are not being rendered. He feels it is necessary for everyone to understand the function of our government.

A motion to permit Miss Permelia Ross to be heard under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-b.            MISS PERMELIA ROSS, 42 HARDING TERRACE, NEWARK, NEW JERSEY, REPRESENTING NEWARK PRE-SCHOOL COUNCIL, INC., addressed the Municipal Council with respect to deterioration of housing in the South Ward. The speaker filed with the City Clerk petitions, containing 545 signatures with respect to Code Enforcement and proposal for a Lending Tool Library. At the close of the remarks of the speaker, Councilman James indicated he will be in touch with the speaker with respect to her remarks within 7 days.

Councilman Grant said he would like to respond by indicating that yesterday the South Ward Councilman, Councilman James and he attended a meeting with representatives of the Neighborhood Housing Services and at that particular meeting the purpose of that was to give information out to the community as to the kind of housing that will be constructed in the South Ward. Further, he felt her suggestion was extremely timely and Councilman James and he have toured the South Ward and they feel that certain areas are becoming like certain other burned out areas and certainly need to have a face lifting. It is not going unnoted and he assured the speaker, he lives in the South Ward and he too sees things deteriorating at a rapid pace and we need to halt it in whatever fashion deemed necessary.

Councilman James questioned the speaker whether she has presented the data or proposal to anyone prior to this meeting and further questioned whether the petition deals with any particular type of recommendation.

Ms. Ross replied in the negative and they would like to have a Tool Lending Library.

Councilman Tucker felt that the speaker along with the other parents should be commended. Obviously they will work in concert with her on this to try to develop

June 6, 1979

housing within that South Ward Community. He knows the NSA Program that Councilman James and Grant attended yesterday will have some impact. They will be glad to sit down with her, possibly have meetings with representatives of the HDRC and the Newark Housing Authority so they can possibly try to come up with plans for the area. Councilman James has been attempting for a number of years to try for further development directly in the South Ward. He thinks community groups can be helpful in providing community support that would be needed in order to insure that Administration listens. The Council will totally support her efforts and they will be back in contact with her and those parents who are present in the audience to insure whatever they are presenting will become a reality.

Councilman Tucker again complimented the parents for bringing this matter to the attention of the Council.

Councilman James agreed with Councilman Tucker that he would hope that those who want housing in the South Ward, and they have earmarked scattered housing sites, some 89 units, similar to those that appear on Irvine Turner Boulevard and Quitman Street and other areas. He is concerned during his 9 year tenure as an elected official, they have had no major housing construction in the South Ward, and he has brought this to the attention of Mayor Gibson and the Newark Redevelopment and Housing Authority. They said in the past those who were part of the Housing Authority didn't want public housing or any other housing in the South Ward. If you look at our boundaries from Avon Avenue to Hillside, Elizabeth to Irvington, the South Ward is the only Ward in the City of Newark that has no public housing whatsoever. He thinks times have changed and he thinks they do need public housing and he thinks nothing is wrong with public housing if we have proper tenant selection and proper management. He hoped that the speaker and others go to the Newark Redevelopment and Housing Authority and tell them it is about time they have major development in the South Ward, townhouses, scatter site housing and public housing. It is a shame whenever someone comes to Newark they look at the Central Ward and relocate on top of one another. He knows that Councilman Johnson has indicated already that he is of the opinion that housing should be spread out where we do not increase the density. The day Quitman Street School was built it was overcrowded because of too many units in the area. The day Louise A. Spencer School was built it was overcrowded and they tell you there is no vacant land in the South Ward. He challenges anyone to go to Clinton and Jeliff Avenues where you can put cattle in that area which is wide open. He hoped that the speaker and others, not only speak here

June 6, 1979

and he will accept her petition, but would move forward and he would like her to appear at the Housing Authority meetings, speak to Ms. Pearl Beatty, Commissioner and others. He thinks they need to be told "let's build throughout the City" because by the time they come to the South Ward they will be the new, and he would not like to use another Wards' name when he says that, but we will be worse off than they are now. As far as the tool library, he will be honest with her, the City can hardly get brooms now, they can't get rakes now and they can't even clean up their lots now. The whole question of the Tool Lending Library, getting it back, maintenance of it, is a big problem. He would like to be honest with her that this might be one of our weakest requests because we have the Housing Stabilization Program and that didn't work, but he will look into both of the proposals and within 7 days he will give her a response.

Councilman James indicated he would like to have a meeting with her group.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

##### 7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH INTILE TREE EXPERTS, 19 GROVER LANE, CALDWELL, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS EMERGENCY STREET TREE SERVICE, CONTRACT NO. 79-06, FOR TOTAL SUM OF \$9,864., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER, AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY DEPARTMENT OF ENGINEERING OPERATING BUDGET (11-11-01-457))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,

President Harris.

No: Councilmen Carrino, Johnson.

##### 7-R-b.

RESOLUTION RATIFYING CONTRACT WITH ESSEX COLLEGE OF BUSINESS FOR PERIOD APRIL 23, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ESSEX COLLEGE OF BUSINESS FOR PERIOD JUNE 6, 1979 TO JANUARY 14, 1980, FOR AMOUNT NOT TO EXCEED \$34,500., TO PROVIDE AN EXECUTIVE SECRETARIAL PROGRAM; SOURCE OF FUNDS - COMPREHNSIVE EMPLOYMENT AND TRAINING ACT

June 6, 1979

OF 1973, AS AMENDED 34-9106-10 (STIP, TITLE III, ROUND II) (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution rejected May 2, 1979)

A motion directing the City Clerk to return this resolution to Administration was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO REJECT ALL BIDS RECEIVED FOR STRUCTURAL STEEL NOVEMBER 27, 1978, MARCH 1, 1979 AND APRIL 2, 1979 AS BEING IN BEST INTEREST OF CITY AND TO EXECUTE A CONTRACT WITH SELBACH-MEYER COMPANY, 597-613 66TH STREET, WEST NEW YORK, NEW JERSEY 07093, FOR CONTRACT NO. 78-35R NEWARK HEALTH SERVICES CENTER, IN AN AMOUNT NOT TO EXCEED \$693,360., IN ACCORDANCE WITH N.J.S.A. 40A:11-5. (FUNDS PROVIDED BY UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977 (44, 96, 52, 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION APPROVING APPLICATION AND PLAN OF SOMERSET HOMES ASSOCIATES, A NEW JERSEY LIMITED PARTNERSHIP, FOR CONSTRUCTION OR COMPLETION OF HOUSING PROJECT DESCRIBED AS 219-239 CLINTON AVENUE, BLOCK 2589, LOT 1, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" OF SAID APPLICATION (WITH FRONTAGE ON SOMERSET STREET AND MONMOUTH STREETS) SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED BY N.J.H.F.A. TO FINANCE CONSTRUCTION OR COMPLETION OF PROJECT AND IN ACCORDANCE WITH PROVISIONS OF TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution rejected April 4, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



June 6, 1979

7-R-e.                    RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE AN AGREEMENT WITH THE CENTRAL WARD RESTORATION CORPORATION FOR THE PROVISION OF TECHNICAL ANALYSIS, CONSULTANT SERVICES AND RELATED RESEARCH IN CONNECTION WITH REVELOPMENT AND REHABILITATION PROJECTS IN THE CENTRAL WARD FOR THE PERIOD JUNE 7, 1979 THROUGH JUNE 6, 1980 (NO COMPENSATION TO BE PAID TO THE CONTRACTOR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.                    RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, 222 JUNK VEHICLES (TRUE TITLES, PER ATTACHED LIST); PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A.40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO AMELIA VOLZ, SUM OF \$1,936.98. BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEARS 1976 AND 1978, FOR PREMISES 600 HIGH STREET, BLOCK 103/ LOT 63; PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO LIZ REALTY CORP., SUM OF \$494.45, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEAR 1978, FOR PREMISES 281-295 BADGER AVENUE, BLOCK 2704, LOT 23, PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

June 6, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 16 SCRAP VEHICLES-DIVISION OF MOTORS, 3 TONS (APPROXIMATELY) CONTAMINATED METALS-DIVISION OF TRAFFIC AND SIGNALS; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$2,500. PAYABLE TO DONALD BACCHUS, BERTHA BACCHUS AND LAW FIRM OF HOROWITZ, BROSS & SININS, 1180 RAYMOND BOULEVARD, NEWARK, FOR INJURIES SUSTAINED TO DONALD BACCHUS, INFANT, WHO WAS HIT BY A TRUCK ON STREET ADJACENT TO CHARLTON STREET SCHOOL; NO CHECK TO BE ISSUED UNTIL ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL HAVE BEEN RECEIVED. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$3,000. PAYABLE TO RENE SAINTIZAIRE AND PECORA, IRWIN AND MONTALBANO, ESQS., 775 BLOOMFIELD AVENUE, MONTCLAIR, NEW JERSEY AND DRAFT IN SUM OF \$4,500. PAYABLE TO ELIZABETH TRUSTY AND PECORA, IRWIN AND MONTALBANO, ESQS., 775 BLOOMFIELD AVENUE, MONTCLAIR, NEW JERSEY, IN COMPLETE SETTLEMENT OF ALL CLAIMS FOR FALSE ARREST BY NEWARK POLICE OFFICERS. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY AGAINST CITY OF NEWARK AND ARRESTING POLICE OFFICERS)

(Copy of resolution and correspondence submitted to each Member of the Council)

June 6, 1979

1510

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT \$2,500. PLUS COSTS OF SUIT AGAINST TWINS EXECUTIVE CLUB, INC. FOR UNPAID RENT OF \$833.33 PER MONTH FROM APRIL, 1974 THROUGH SEPTEMBER, 1977 AT 20 PARK PLACE (\$4,997.98); FURTHER AUTHORIZING CORPORATION COUNSEL TO EXECUTE ANY AND ALL DOCUMENTS DEEMED NECESSARY TO EFFECT SAID SETTLEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Grant stated that Vindicate Society, who were in arrearage with rents due the City of Newark has met their promise and paid the Law Department \$10,000. on the first of June with another \$10,000. expected the first of July. He would like to indicate in accepting this amount in settlement from the Twins Executive Club, Inc., he voted in the affirmative only because they are about to file a petition of bankruptcy and it is the only way the City would probably recover any of the money. The inconsistency is here in that the Vindicate Society is made to pay its arrearage in full and any other institution doing business with the City should likewise be penalized.

7-R-m.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT \$530. FROM MANUEL MENDEZ, OWNER OF MOTOR VEHICLE WHICH STRUCK CITY OF NEWARK VEHICLE; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE A GENERAL RELEASE UPON RECEIPT OF SAID MONEY. (CITY OF NEWARK INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AGAINST MANUEL MENDEZ TO RECOVER SAID DAMAGES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.                    RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT

June 6, 1979

CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AT 48 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, FOR A TERM OF TWO YEARS WITH AN OPTION FOR TWO ADDITIONAL YEARS AT A MINIMUM AMOUNT OF \$2,700. ANNUALLY PLUS THE PAYMENT OF TAXES AND SETTING A DATE FOR RETURN OF BIDS AS JUNE 18, 1979 AND FOR AWARDDING A LEASE JUNE 20, 1979 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-12(a); FURTHER RESCINDING RESOLUTION 7-R-bg, APRIL 18, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION DESIGNATING THROUGH STREETS AND INSTALLING STOPS ON NEAR RIGHT SIDE OF EACH STREET INTERSECTION THROUGH STREET: ABINGER PLACE, BETWEEN SUNSET AVENUE AND STUYVESANT AVENUE, BETWEEN STUYVESANT AVENUE AND SANDFORD AVENUE; GROVE TERRACE, BETWEEN IRVINGTON CITY LINE AND PINE GROVE TERRACE; SUSSEX AVENUE, BETWEEN HIGH STREET AND NESBITT STREET, BETWEEN NESBITT STREET AND NORFOLK STREET, BETWEEN NORFOLK STREET AND FIRST STREET, BETWEEN FIRST STREET AND WEST MARKET STREET; VARSITY ROAD, BETWEEN SANDFORD AVENUE AND SOUTH ORANGE CITY LINE; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO PERMIT J & Z ENTERPRISES, INC. USE OF IRONBOUND RECREATION CENTER, JULY 1, 1979, BETWEEN HOURS OF 11:00 A. M. UNTIL 10:00 P. M., IN ACCORDANCE WITH TERMS CONTAINED IN ATTACHED CONTRACT, PERFORMANCE OF GOSPEL MUSIC AND HAVE AN OUTDOOR PICNIC, SOFTBALL GAME AND DRILL TEAM COMPETITION; OPEN TO PUBLIC AT COST OF \$7. OR \$10. PER PERSON.

(Copy of resolution and correspondence submitted to each Member of the Council)

1532  
June 6, 1979

Councilman Martinez said that he has checked with the Law Department and he is asking that this resolution be deferred. It appears the lessee was supposed to provide a liability insurance policy yesterday and also provide \$500. deposit and these two agreements were not complied with as of today, therefore, there is no agreement.

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez.

No: Councilmen Grant, James, President Harris.

Not Voting: Councilmen Bottone, Johnson, Tucker, Villani,

Councilman James said in view of the fact that the previous motion did not carry, he would like to move for adoption of this resolution, with an amendment. This motion was seconded by President Harris.

President Harris suggested in view of the fact this is a City facility, it is his opinion that the Law Department should see to it by way of contract by the individual or his organization that is sponsoring this, to substantiate to the Law Department that the acts advertised are actually booked. In other words when this contract is to be signed the individual who is seeking to use this facility must produce evidence of signed contracts for the said artists. He wants that to be part of his amendment so that there is no fraud with respect to the City's facility.

Councilman James said his second amendment would be that the present fee suggested by the Law Department which is in the amount of \$4,000., which he believes is very unfair, grossly unfair and not representative of past experience of other groups utilizing this facility. He wants the record to show that the largest utilization of this facility has been by Councilman Sharpe James in hosting a City-wide College Community Basketball Tournament and the fee for the group he represented, and other groups to the best of his knowledge has never exceeded \$500. Therefore, he would move, in light of the recommendation of the Law Department for \$4,000., which is unreasonable, that the fee be \$1,000.

Councilman Martinez posed the question to Councilman James that his fee was \$500., but he doesn't think he made \$52,000. from the use of this stadium which this gentlemen is purporting he is going to make from profits. Councilman James is also saying he wants to vote on a contract which has already been violated as of yesterday. There is a liability policy to protect the City of Newark and their property, which was supposed to have been submitted yesterday, also a deposit which has not been submitted.

June 6, 1979

If we are going to do this we should vote on all contracts that have not been agreed to be for the best interests of the City of Newark and its citizens.

Councilman James said he shares Councilman Martinez's concern for equitable returns to the City. He pointed out he was advised by the Law Department that they called Symphony Hall in order to have suggestions for charging the group on this occasion. A comparison with Symphony Hall and the Ironbound, he felt is unfair. If not \$1,000. a flat fee, which is 100% more than anyone else has paid in the history of the Ironbound Stadium, he would suggest that a scale be attached to it if in the event they reach the figures in the proposal. He stated he is not of the opinion that the capacity crowd or the numbers which are being represented in their proposal, which is a projection of possible attendance, will be reached. He thinks they have been overstated and doesn't think they will reach that goal. He said we should have a flat \$1,000. fee and in the event they reach their stated goals, the City could be reimbursed on some scale which certainly can be ironed out between now and the affair in concert between the group and the Law Department.

Councilman Martinez said Councilman James is asking for a fee reduced to \$1,000., we are now looking for the \$500. deposit. So far it has not been submitted. He thinks to discuss any kind of nominal fee would be totally out of order at this particular time. We are going by the man who is running this affair, who has projections of advance sales already, 4,000. tickets at \$7. each for \$28,000., 2,000 tickets at \$10. each for \$20,000. These are his projected figures of his advance sales and he has indicated he is sold out. Why are we saying now that we are going to reduce the fee when the man is going to make more money than anyone in history for using a City-owned facility.

Councilman Bottone felt at this time we are just arguing a moot point. Either you are going to have the affair or you are not going to have the affair. He does remember some time ago there were some guidelines or regulations on the rental of the Ironbound Stadium with the amount of insurance, rental for dispensing of food or any other concessions and he thinks it was documented and legalized. What he would like to do is again to bring those figures forth and see what the contract stipulations are with the insurance guarantees and what the return of revenues were, because certainly we cannot continue to give out facilities such as Symphony Hall when you have a sell-out capacity and get the return that we get. Last week the schools had a musical festival and 400 seats couldn't be used because the roof leaked and yet we are not getting our fair share back from the events that are given in our particular facilities.

1544

June 6, 1979

He would like to move this ahead right now and then at a special conference bring in Administration and set up some definite guidelines where no one can argue about one affair or another but anyone who wants to rent a facility will have a set plan before him.

Councilman James pointed out with respect to projections, Symphony Hall had scheduled a concert for Ms. Moore, Newark's own former Peshine Avenue School Teacher. They projected a sell out of 3,000 advance sale tickets. They cancelled that show because they didn't sell any tickets.

Councilman Martinez said he would like a legal opinion from the Law Department. He questioned whether we would be legally correct by voting for a contract, and he assumes this is a contract that we have before us, that has not been complied with in total particularly with the two most important parts, general liability policy, holding the City irresponsible in case of damages, which every person that rents the Ironbound Stadium or any other City facility has to provide. To this date, we do not have the insurance policy, which was supposed to have been provided yesterday.

Assistant Corporation Counsel Gallagher replied that he was instrumental in writing up this contract for the City. In regard to the immediate question whether or not we are going to be bound, if the Council votes in favor of this contract on this date, he has informed the head of Recreation and Parks that after the City Council ratifies, he is then authorized to sign the contract. As of now, no one has signed the contract. At any point if it is not signed by any of the parties, either party can make changes in the contract. In regard to the two clauses of the \$500. deposit and the insurance, to his knowledge the City has no insurance policy as of this date and he checked with Mr. Holman and requested him to come right down. He informed him that his secretary has the obligation of getting the insurance and he has not been in touch with her. He thinks Mr. Holman should address the Council directly. As to the figure of \$4,000., that was based on a discussion he had with representatives of Symphony Hall who give affairs like this. Their position is that this is just a profit making venture. There is nothing here that states it is not a non-profit venture. Basically they are treating this as a profit making venture, we are talking about \$48,000. in gross sales, we are talking about feed-back based on consultations with Symphony Hall, with estimated expenses around \$10,000. The rent is not due until June 29th.

Councilman Tucker said he doesn't feel we need to have a presentation made by Mr. Holman. His concern on the matter is if they don't provide the insurance they

June 6, 1979

don't get the facility, based on the protection of the City.

Councilman Martinez noted in the agreement it says on June 5th, a \$500. deposit and an insurance policy should have been filed yesterday which would not hold the City responsible for damages at the Ironbound Stadium. He asked Mr. Holman if this was done yesterday.

MR. JENKINS HOLMAN, PRESIDENT, J & Z ENTERPRISES INCORPORATED, 441 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY, replied that he had left that up to Ms. Queenie James. She has shown him the documents and she was supposed to comply with the terms. He wants to have insurance and he will have it.

President Harris pointed out Council has before it a motion with two amendments: 1) states specifically that upon signing the contract with the City of Newark, they are supposed to substantiate to the City of Newark that all of the acts advertised have valid contracts.

Councilman James stated his amendment again for record. He is opposed to the \$4,000. fee that they would be charging, he recommends a flat fee rate of \$1,000. and if they should reach the projection as stated in their contract then there will be a further assessment on some formula to be worked out by the Law Department and those who are conducting the affair.

President Harris said the way it is done there is a guaranteed percentage clause on contracts. You may find there may be a guarantee of x number of dollars plus 5% up to 50%. In municipal operations it is different and they charge different percentages. He would suggest in order to comply with Councilman James wishes that the guarantee be the dollar figure he indicated plus the City is to get a percentage to be drawn on the determination of the gross dollar figure that comes through the door.

Councilman Tucker said that is the point he was going to make. Why can't we say \$1,000. rental plus 5% of gross sales.

Councilman Carrino questioned why doesn't the Department of Recreation and Parks have a set fee or schedule for these facilities. This is the most disruptive operation he has ever seen in his life. If we have facilities in the City of Newark, he thinks the Director of Recreation and Parks should have a schedule indicating what everybody has to pay. We are sitting up here trying to figure out what this man is going to pay. What happens if someone comes in next Monday with another contract.

Councilman James informed Councilman Carrino that is precisely why he is not accepting the recommendation from the Law Department because everyone else had paid



June 6, 1979

\$500. or less and all of a sudden out of the blue moon we are reaching out to the sky and asking for a \$4,000. fee. Why penalize this group? He agrees with him that Recreation and Parks should come up with a fixed fee for certain concerts encompassing the utilization of facilities, security, insurance, etc. He doesn't think we should experiment with this group and thinks that the fee of \$4,000. is ridiculous.

Councilman Carrino questioned if there is a concession stand there, and there are 4,000 or 5,000 people there do we get any money from concessions.

Councilman James replied that concession stands in this contract are totally separate. We are talking about facility utilization.

Councilman Tucker said for his own edification, the projected sale based on \$38,000., if we are saying a \$1,000. rental plus 10% of gross sales, the bottom line is if they are able to obtain the total gross sales they would be paying \$1,000. plus \$3,800., totalling \$4,800. to the City. What he is saying, we do not have any guidelines. His concern is if we go with the \$1,000. rental and if we say 5% of gross sales, they would be paying to the City \$1,000. rental plus \$1,900., 5% of gross sales which would be an overall projected figure of \$2,900. That is the highest rental ever gotten from the Ironbound Stadium. Again, it gives them the flexibility if they don't come up with the amount they are paying the minimum and if they come up with the higher price the City will be in receipt of additional revenue. He doesn't believe if we go with 10% that means they will be paying a rental higher than the rental of Symphony Hall. \$4,800. rental is a bit much. \$1,000. flat rental plus \$1,900. on projected gross sales which would total \$2,900. is in his mind an equitable rental for the place.

Councilman Bottone said he doesn't want to sit here and make judgment on one organization or another to set rates. He asked before and did not receive an answer. He questioned has the City ever devised a plan how Ironbound would be rented out for different organizational events?

Councilman Martinez said every person that he knows who has rented out the Ironbound Stadium has paid 10% plus it was mandatory to have an insurance policy. One example, Danny Ardito wanted to have fights in the Ironbound Stadium. A good resident of the area, a good citizen of Newark and he could not produce the Insurance Policy, or the deposit and it was knocked down. He sees Ms. James in the audience, the person who was supposed to take care of the insurance and the deposit but because of other problems could not make it. He does not see her name on the contract and only sees Mr. Holman's name but he indicated that she was responsible for that and she was going

June 6, 1979

to take care of that.

Councilman Tucker reiterated for the record if they don't have the insurance policy, they will not get a municipal facility without the insurance policy. We would be irresponsible as elected officials to let them have it. All he is saying it is not subject to it, it is absolute.

Councilman James said he thinks we have over-discussed the issue and would like to call for a roll call. Certainly if they are required to have insurance the contract will not be executed without insurance. The Law Department has indicated they are now waiting for Council ratification and then both parties have the option of accepting the contract or not. He is withdrawing the 10%. The \$1,000. fee was seconded by Councilman Grant.

President Harris questioned if there was any further discussion on the rental of this Ironbound Facility at the rental of \$1,000. flat.

Councilman Tucker said he would like to make an amendment and that is that the 5% of gross sales in addition to the \$1,000. be established.

President Harris said Councilman Tucker desires to amend the motion to include a percentage of 5% plus the \$1,000. rental.

Councilman Grant said he was not in agreement. If we were to charge 5% it would be precedent setting and in light of the conversations we already had if that is to happen then it ought to happen in a brand new contract starting in the future and not set an example out of this one. He would not be in favor of withdrawing his second to the motion.

Councilman Tucker said he thinks the fact of the matter is whether we like the reality or not we are establishing a precedent at \$1,000. and he does not believe in all fairness to the whole situation, when we are talking about a profit making enterprise, that the minute we say we are going to rent it to the J & Z Corporation for \$1,000. that is the figure we should rent it to any particular profit making agency. That is the problem we are dealing with and he will caution his colleagues if we hook up a percentage then at least we are obviously putting it to the point, if they don't get the number, 5% goes down but if they do get the number projected at least the City will recover some of their operational cost. He would also say the maintenance of that facility, to clean it up alone will be more than \$1,000. He is not saying that we should charge them \$4,000. but he thinks a percentage is fair and equitable and gives them an opportunity if they go higher then the City will be in receipt of additional revenue

June 6, 1979

and if they don't and go bust the City will not be in receipt of a lesser amount. He thinks that is equitable. We should try to get the best deal for the City. The problem we are dealing with right now is we rented Ironbound out for \$1. to non-profit organizations and remembers voting for one for \$500. We never established a rate schedule. He is hopeful with this situation we can.

Councilman Martinez said we never voted for a contract without an insurance policy or deposit and he thinks the insurance policy was supposed to be supplied to the City of Newark yesterday and the contractor has not complied. He thinks we are voting for an illegal contract and the Law Department said we don't even have a contract. The responsibility is on each and every Member of this Council to protect City property.

A motion to adopt the resolution made by Councilman James, seconded by Councilman Grant to change the rental fee to \$1,000. and to assure that the Law Department substantiate that contracts for the acts as advertised are in order was declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

Not Voting: Councilman Bottone.

Councilman Tucker said he does not believe in preferential treatment for anyone. He requested the City Clerk to send a communication to the Business Administrator and the Law Department indicating that for any profit making institution a lease be drawn, the Council has decided, that the fee for the use of the Center is \$1,000.

Councilman Martinez said again based on the figures by the lessee he thinks Councilman Tucker's statement of \$1,000. is not for anyone expecting to make approximately \$48,000.

Councilman Tucker said the lease agreement that we have decided here today is for a profit making institution. The fee the Council wants to entertain would be \$1,000.

Councilman James said Councilman Tucker is speaking for himself. There is no roll call. He is not locking himself in to any future vote on any other request to use the Ironbound Stadium. He is looking at a particular application that was recommended for \$4,000. and he felt it was unfair and unreasonable in that instance and suggested \$1,000. He is not saying that for another contract they wouldn't have to pay \$10,000. He is not obligated for any other contract. He is weighing the evidence presented in this case and doesn't think we should start with this application for

June 6, 1979

\$4,000. when the highest thus far has been \$500. That is his basis for knocking it down.

Councilman Carrino suggested the City Clerk submit a letter to the Director of Recreation and Parks prior to our next meeting to have a set plan for any Newark facility for rental purposes, having nothing to do with this contract but for anything in the future. Everyone gets treated the same way and that policy should become a set policy so we don't have to negotiate at a public meeting.

7-R-q.            RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK AND NORTH JERSEY COMMUNITY UNION, FOR PERIOD JANUARY 1, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION, FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE FOR PERIOD JUNE 7, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$100,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.            RESOLUTION RATIFYING CONTRACT WITH TRI-CITY CITIZENS UNION FOR PROGRESS FOR PERIOD APRIL 16, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH TRI-CITY CITIZENS UNION FOR PROGRESS FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES FOR PERIOD JUNE 7, 1979 TO APRIL 15, 1980 MAXIMUM AMOUNT TO BE PAID BY CITY UNDER AFORESAID CONTRACT IS \$15,840., TO BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR V. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

7-R-s.                    RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INC.; P. O. BOX 6152, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS REHABILITATION OF THE ROOF AT THE FIRE DEPARTMENT'S FIRE ALARM AND CONSTRUCTION MAINTENANCE FACILITY, 39-41 CENTRE STREET, CONTRACT NO. 79-14 (CAPITAL BUDGET PROJECT NO. 11-77) FOR TOTAL SUM OF \$21,250., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY CITY OF NEWARK, CAPITAL BUDGET (45-75-77-111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.                    RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH PETTIFORD AND PETTIFORD CONTRACTORS, INC., 182 MORRIS TURNPIKE, RANDOLPH, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 79-15, THE REHABILITATION OF ROOF AT ENGINE CO. NO. 17, 84-86 CLINTON PLACE (CAPITAL BUDGET PROJECT NO. 11-77) FOR TOTAL SUM OF \$12,748., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY CITY OF NEWARK'S CAPITAL BUDGET (45-75-77-111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.                    RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH PETTIFORD AND PETTIFORD CONTRACTORS, INC., 182 MORRIS TURNPIKE, RANDOLPH, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 79-16, THE ROOF REHABILITATION AT ENGINE CO. NO. 15, 269 PARK AVENUE (CAPITAL BUDGET PROJECT NO. 11-77) FOR TOTAL SUM OF \$13,693., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL

June 6, 1979

\$2,500.; FUNDS PROVIDED FOR BY CITY OF NEWARK'S CAPITAL BUDGET (45-75-77-111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INC., P. O. BOX 6153, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 79-17, ROOF REHABILITATION AT THE FIRE DEPARTMENT TACTICAL UNIT, 17-19 PRINCE STREET (CAPITAL BUDGET PROJECT NO. 11-77) FOR TOTAL SUM OF \$14,500., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY CITY OF NEWARK'S CAPITAL BUDGET (45-75-77-111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Jonnosn, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$150. PAYABLE TO MR. & MRS. HENRY LEADBETTER, AS DEPOSIT FOR CITY-OWNED PROPERTY AT 515 SOUTH ORANGE AVENUE, BLOCK 179, LOT 30; MR. & MRS. HENRY LEADBETTER WERE NOT SUCCESSFUL BIDDERS AT AUCTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DRAFT A CHECK TO CONSOLIDATED REALTY IN AMOUNT OF \$42. IN ORDER TO RETURN THE DEPOSIT OF SAID AMOUNT MADE ON CITY-OWNED PROPERTY LOCATED AT 628-632 18TH AVENUE, BLOCK 352, LOT 32. (PURCHASER REFUSED COUNTER OFFER PRESENTED BY THE NEWARK REAL ESTATE COMMISSION)

(Copy of resolution and correspondence submitted to each Member of the Council)

1552

June 6, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$20.  
PAYABLE TO WILLIE JORDAN, AS DEPOSIT FOR CITY-OWNED PROPERTY AT 493 SOUTH 16TH STREET,  
BLOCK 327, LOT 23. (CITY OF NEWARK DECIDED NOT TO OFFER SAID PROPERTY FOR SALE AT THIS  
TIME)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$250.  
PAYABLE TO MERRILL A. THOMAS, AS DEPOSIT FOR CITY-OWNED PROPERTY AT 538 SOUTH 20TH STREET,  
BLOCK 337, LOT 41. (CITY OF NEWARK DECIDED NOT TO OFFER SAID PROPERTY FOR SALE AT THIS  
TIME)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.                    RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE AND DRAFT A CHECK TO  
MACGIE COOPER IN THE AMOUNT OF \$2,000. IN ORDER TO RETURN A DEPOSIT OF SAID AMOUNT MADE  
ON CITY-OWNED PROPERTY LOCATED AT 307 SOUTH 7TH STREET, BLOCK 280, LOT 9. (PROPERTY  
FIRE DAMAGED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

7-R-bb. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,750. PAYABLE TO MAY M. BROWN AND ORRENS RODNEY, AS DEPOSIT FOR CITY-OWNED PROPERTY AT 417 SOUTH 9TH STREET, BLOCK 289, LOT 10. (PROPERTY IS NOT CITY-OWNED, THE FORECLOSURE JUDGMENT WAS VACATED ON FEBRUARY 18, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CHILD CARE FOOD PROGRAM (GRANT NO. 79S-13-418-3), \$326,360.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO HAROLD H. GOLDBERG & COMPANY, 1064 CLINTON AVENUE, IRVINGTON, NEW JERSEY, 07111, THE SUM OF \$364.28, NOW ON RECORD IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO INCORRECT BILLING RENDERED ON THE WATER-SEWER ACCOUNT NO. 02-083-2200-00, 577 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION CANCELLING UNCOLLECTED PROTESTED CHECKS IN AMOUNT OF \$20,574.83 AND CHARGING SAME TO BUDGET OPERATION ACCOUNT. (1971-\$19,126., 1972-\$1,187.08, 1973-\$3,059.04, 1974-\$6,052.09, 1975-\$5,982.10 AND 1976-\$4,157.26)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration,



June 6, 1979

1554

per their request, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.            RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH ROBERT L. MOLINARO/STREMLINE AUTO BODY, INC., 628-632 18TH AVENUE, BLOCK 352, LOT 32. (CITY OF NEWARK IS IN RECEIPT OF TOTAL AMOUNT TO REDEEM SAID TAX SALE LIEN, PLUS ALL SUBSEQUENT LIENS (INCLUDING 1979 FIRST HALF TAXES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

Not Voting: Councilwoman Villani.

7-R-bg.            RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH ESSENTIAL SERVICES AGENCY, INC., 506-508 SOUTH 15TH STREET, BLOCK 332, LOT 44. (CITY OF NEWARK FORECLOSED IN ERROR AGAINST A DEMOLITION LIEN, TAX SALE CERTIFICATE NO. 47538, DATED DECEMBER 4, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.            RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH JOSEPH JAFFE, 338-340 GROVE STREET, BLOCK 1789-A LOT 23. (TOTAL ARREARAGE SUM DUE THE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON DATE OF REDEMPTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

7-R-b1.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH INTERNATIONAL LONGSHOREMENS ASSOCIATION, LOCAL 1233, 731-733 SOUTH 10TH STREET, BLOCK 2630, LOT 29 AND JULIA VEROSE, 58 MILFORD AVENUE, BLOCK 2672, LOT 50. (TOTAL ARREARAGE SUM DUE THE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON DATE OF REDEMPTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION AMENDING RESOLUTION 7-R-bv, FEBRUARY 7, 1979, CONTRACT WITH JAMES C. BYRNE, D.P.M., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, BY CHANGING CONTRACT DATE TO APRIL 23, 1979 INSTEAD OF MARCH 31, 1979; MAXIMUM AMOUNT OF CONTRACT SHALL REMAIN AT \$4,299.36. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING MAYOR TO MAKE APPLICATION FOR AND EXECUTE GRANT AGREEMENT #79291 FOR PERIOD JULY 1, 1978 TO JUNE 30, 1979 BETWEEN CITY OF NEWARK AND STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS AS MAY BE NECESSARY TO BECOME ELIGIBLE FOR STATE GRANT-IN-AID ASSISTANCE; TO BE USED SOLELY TO DEFRAY COSTS INCURRED IN UNDERTAKING RESPONSIBILITIES IMPOSED BY P.L. 1971, C 362 AND TO SUPPLEMENT THE LOCAL APPROVED BUDGET DEDICATED TO RELOCATION PROGRAMS; MATCHING FUNDS TO BE PROVIDED BY CITY OF NEWARK IN SUM OF \$120,000., TO BE DERIVED FROM OFFICIAL BUDGET OF CITY OF NEWARK; UNCLASSIFIED PURPOSES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

Villani, President Harris.

7-R-b1. RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARDED TO CITY OF NEWARK BY UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, FOR PERIOD MAY 1, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, ACCEPTING GRANT IN SUM OF \$425,474. FOR PERIOD JUNE 7, 1979 TO DECEMBER 31, 1979, FOR CONTINUATION OF CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM. (UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE-\$274,091., CITY OF NEWARK-IN-KIND (PERSONNEL)-\$151,383.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO NEW JERSEY STATE DEPARTMENT OF HEALTH FOR TOTAL SUM OF \$195,100. IN ORDER TO IMPLEMENT THE FOLLOWING: HEALTH EDUCATION PROGRAM, PROMOTE AND PROVIDE IMMUNIZATION, PROVIDE HEALTH SUPERVISION FOR INTANTS AND PRE-SCHOOL CHILDREN, PUBLIC HEALTH OBSTETRICAL SERVICES, HEALTH SERVICES FOR SCHOOL AGE CHILDREN, CONTROL ACUTE COMMUNICABLE DISEASES, CONTROL TUBERCULOSIS, CONTROL VENEREAL DISEASE, CONTROL LEAD POISONING IN CHILDREN AND ANY OF THE 19 ACTIVITIES LISTED WITHIN CHRONIC ILLNESSES. (NO MATCH REQUIRED BY CITY OF NEWARK FOR THESE FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO NEW JERSEY STATE DEPARTMENT OF HEALTH REQUESTING FUNDS TO CONTINUE PROVIDING FOR FULL-TIME SERVICES AT CHEST CLINIC FOR PERIOD JULY 1, 1979 TO JUNE 30, 1980; TOTAL ESTIMATED BUDGET IS \$20,955.; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

June 6, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo. RESOLUTION RATIFYING CONTRACT WITH JAMES R. COWAN, JR., M.D., FOR PERIOD OCTOBER 28, 1978 TO DECEMBER 16, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JAMES R. COWAN, JR., M.D., FOR DELIVERY OF MEDICAL AND PSYCHIATRIC SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECT, FOR PERIOD OCTOBER 28, 1978 TO DECEMBER 16, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,018.48. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION RATIFYING CONTRACT WITH ST. MICHAEL'S MEDICAL CENTER FOR GLADYS E. DICKINSON HEALTH CENTER, FOR PERIOD APRIL 16, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH ST. MICHAEL'S MEDICAL CENTER FOR GLADYS E. DICKINSON HEALTH CENTER, FOR PROVISION OF AMBULATORY HEALTH CARE SERVICES FOR PERIOD JUNE 7, 1979 TO APRIL 16, 1980; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER AFORESAID CONTRACT IS \$238,000.; SHALL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR V, NO EXPENDITURES TO BE MADE NOR LIABILITY INCURRED UNDER AFORESAID CONTRACT UNTIL CONDITIONS SET FORTH IN PARAGRAPH 7 OF SAID RESOLUTION HAVE BEEN MET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISION OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR PRO-

JECT ENTITLED "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT", 6TH YEAR. (\$79,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS IN AMOUNTS SHOWN ON EXHIBIT "A", TOTALLING \$57,546.92 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGMENTS, STATE BOARD JUDGMENTS AND CASH OVERPAYMENTS FOR YEARS 1971, 1973, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$7,500. TO MOHAWK DATA SCIENCES CORPORATION AND ITS ATTORNEYS, LUM, BIUNNO AND TOMPKINS, FOR LEASING OF CERTAIN DATA PROCESSING EQUIPMENT FOR PERIOD OF FIVE MONTHS AT WHICH TIME CITY REQUIRED THAT SAID EQUIPMENT BE REMOVED IN VIOLATION OF TERMS OF LEASE AGREEMENT, NO CHECK BE ISSUED UNTIL ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL ARE RECEIVED. (INSTITUTED SUIT IN SUPERIOR COURT, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$12,500. PAYABLE TO ROSALIE PLOWSHAY, AS ADMINISTRATRIX AND ADMINISTRATRIX AD PROSEQUENDUM OF THE ESTATE OF DANIEL MURIN AND HER ATTORNEYS, BERNARD AND SILVERLIEB; AS RESULT OF DEATH OF DANIEL MURIN, ALLEGEDLY AS A RESULT OF ACTS BY AGENTS OF CITY OF NEWARK. (FILED ACTION IN SUPERIOR COURT OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

June 6, 1979

Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION AUTHORIZING A PUBLIC HEARING BE HELD IN ACCORDANCE WITH N.J.S.A.

40A:60-51.2, AS AMENDED AND THAT NOTICE OF SAID PUBLIC HEARING, DESCRIBING THE LANDS IN QUESTION AND THE HOMESTEADING CONDITION WHICH THE OWNER HAS REQUESTED BE RELEASED AND SHALL FIRST BE GIVEN BY ADVERTISEMENT PUBLISHED ONCE EACH WEEK FOR TWO (2) CONSECUTIVE WEEKS IN THE NEWARK STAR LEDGER. (EVANS ASHLEY O'NEIL PURCHASED PROPERTY LOCATED AT 26 SUMMIT STREET FROM CITY OF NEWARK ON SEPTEMBER 23, 1975 FOR \$6,095.; PURSUANT TO RESOLUTION 7-R-dc, JULY 16, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

Not Voting: Councilmen Grant, Martinez.

7-R-bv. RESOLUTION RATIFYING CONTRACT WITH FRIENDS OF CLINTON HILL, INC. FOR BESSIE

SMITH HEALTH CENTER, FOR PERIOD APRIL 16, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH FRIENDS OF CLINTON HILL, INC., FOR BESSIE SMITH HEALTH CENTER, FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES FOR PERIOD JUNE 7, 1979 TO APRIL 15, 1980; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER AFORESAID CONTRACT IS \$99,990., AMOUNT SHALL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR V, NO EXPENDITURES ARE TO BE MADE NOR LIABILITY INCURRED UNDER AFORESAID CONTRACT UNTIL CONDITIONS SET FORTH IN PARAGRAPH 7 ARE MET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris.

Councilman James stated because of the article carried in the Star Ledger alleging fiscal wrongdoing by the Friends of Clinton Hill, Bessie Smith Health Center and in view of the fact there were questions raised about double billing on the part of the

June 6, 1979

1560

City, he posed a question to Corporation Counsel Perillo who indicated to this body that as of this time he has received no evidence of any fiscal wrongdoing on the part of the Friends of Clinton Hill, Inc. He was not aware of double billing on their part to the City and he responded based on the statements made to him that Dr. Carter, Executive Director of the Center indicated that the double billing mentioned in the Star Ledger, was in error because although in fact they did receive two payments for one payment period they failed to receive a payroll for the last pay period. Therefore, the two billings served to satisfy the one which was current and the one they did not receive. Based on statements made by Corporation Counsel Perillo, whose office has received no word of wrongdoing at this time, and from Director Jones, he would move to approve this contract in order to continue the delivery of vital health services in this area.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Tucker, President Harris.

Not Voting: Councilmen Carrino, Johnson, Martinez, Villani.

Councilman Tucker said consistent with that the Corporation Counsel should, prior to executing the contract, check with the attorney to find out whether the City in effect will be liable for the allegations made by Mr. Oliver Lofton who represents the Center. He thinks our concern is that services be delivered but he doesn't believe we should continue, if in effect, they are going to sue us, based on their own negligence.

The City Clerk was directed to communicate with Corporation Counsel Perillo requesting an opinion as to the legal liability of the City of Newark, if any, in connection with the City's past and present contracts with Friends of Clinton Hill, Inc. for Bessie Smith Health Center, in view of the recent newspaper publicity covering that organization.

7-R-bw.

RESOLUTION RATIFYING CONTRACT WITH LYONS HEALTH CENTER FOR PERIOD APRIL 16, 1979 TO JUNE 6, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH LYONS FAMILY HEALTH CENTER, FOR PROVISION OF AMBULATORY HEALTH CARE SERVICES FOR PERIOD JUNE 7, 1979 TO APRIL 15, 1980; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER AFORESAID CONTRACT IS \$83,160., AMOUNT SHALL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR V; NO EXPENDITURES ARE TO BE MADE NOR LIABILITY INCURRED UNDER AFORESAID CONTRACT UNTIL

June 6, 1979

CONDITIONS SET FORTH IN PARAGRAPH 7 ARE MET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION OFFICIALLY CONGRATULATING THE REVEREND CHARLES V. SCANLON ON THE 25TH ANNIVERSARY OF HIS PRIESTHOOD.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION APPOINTING CONSTABLE FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING HIS BOND AS TO SUFFICIENCY. (HARRY J. ATKINS)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz. RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON JUNE 30, 1979, AT 10:00 A. M., AT THE CENTRAL WARD BOY'S CLUB, 1 AVON AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) AND AUTHORIZING ADVERTISING OF EXHIBIT "A" AND NOTICE OF FURTHER MEETING JULY 11, 1979, AT WHICH MEETING THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW. (SUPER AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



June 6, 1979

1562

7-R-ca.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO REJECT ALL BIDS FOR HVAC RECEIVED APRIL 2, 1979; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF CITY OF NEWARK TO ADVERTISE FOR RECEIPT OF BIDS FOR HVAC - NEWARK HEALTH SERVICES CENTER AND TO SUBMIT RECOMMENDATION IN CONNECTION THEREWITH FOR CONSIDERATION BY MUNICIPAL COUNCIL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO REJECT ALL BIDS RECEIVED FOR STRUCTURAL STEEL, HVAC, AND ELECTRICAL SINCE BIDS RECEIVED WERE NOT COMPETITIVE, FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH CERAMI CONSTRUCTION COMPANY, 15 RAYMOND STREET, BELLEVILLE, NEW JERSEY, INCLUDING ADD ALTERNATES NO.1 \$156,000. NO. 2 \$72,000., NO. 3 \$2,000., NO. 4 \$600. AND NO. 5 \$27,500., FOR A TOTAL OF \$1,496,000. FOR GENERAL CONSTRUCTION; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH A.S. KURZ, 236 SOUTH 11TH STREET, NEWARK, NO ALTERNATES FOR A TOTAL OF \$208,981 FOR PLUMBING. (CONTRACT NO. 78-39GC, NEWARK POLICE COURTS BUILDING) FUNDS PROVIDED FOR BY UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT AGENCY PROGRAM OF 1977; (F.P.N.J. 01-51-21840) FUND 55, DEPARTMENT 96, AGENCY 55, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH M.S.P. CONSTRUCTION CORPORATION, 64-66 CLIFFORD STREET, NEWARK, LOWEST RESPONSIBLE UNIT PRICE RECEIVED, FOR PROJECT KNOWN AS CONTRACT NO. 79/12 RECONSTRUCTION OF VARIOUS STREETS AND SIDEWALKS (F.P.N.J. 01-51-01467) FOR TOTAL SUM OF \$147,680., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY LOCAL PUBLIC CAPITAL INVESTMENT AND DEVELOPMENT PROGRAM (79-55-96-48-250)

June 6, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY CONSTITUTING THAT PORTION OF THE MORRIS CANAL BED ABUTTING THE REAR OF LOTS 7, 12, 13 AND 14, IN BLOCK 2461, NEWARK, NEW JERSEY AND FURTHER AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, ACCOUNT 7144 TO UNCLASSIFIED PURPOSES OTHER EXPENSES, INTERGOVERNMENTAL PERSONNEL ACT (I.P.A.); PURPOSE OF SAID RESOLUTION IS TO RECTIFY MONEY INADVERTENTLY PLACED IN DIVISION OF PERSONNEL, BUT SHOULD BE SEPARATELY IDENTIFIED AS MATCHING MONEY TO THE I.P.A. GRANT (INTERGOVERNMENTAL PERSONNEL ACT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF CITY OF NEWARK, TO EXECUTE A CONTRACT FOR BASE BID WITH VOLPE SERVICE COMPANY, INC., 14 SOUTH VALLEY ROAD, SOUTH ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT 79-19 AIR CONDITIONING AT VINCE LOMBARDI CENTER, 195-201 BLOOMFIELD AVENUE, FOR TOTAL SUM OF \$22,540.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF CITY OF NEWARK, TO EXECUTE A CONTRACT FOR ALTERNATE BID WITH VOLPE SERVICE COMPANY, INC., LOWEST RESPONSIBLE BIDDER, FOR TOTAL SUM OF \$6,295. WITHIN SIXTY DAYS OF APPROVAL OF RESOLUTION PROVIDED FUNDS BECOME AVAILABLE AND CERTIFICATE OF AVAILABLE FUNDS IS PROVIDED

June 6, 1979

TO CITY CLERK PRIOR TO EXECUTION OF AWARD FOR ALTERNATE; FURTHER AUTHORIZING ENGINEERING DIRECTOR TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY HOUSING AND COMMUNITY DEVELOPMENT ACTION GRANT 4TH YEAR PROGRAM (79-72-41-250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK MADE PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, AND THEIR ATTORNEY, BECK, REICHSTEIN AND GUIDDONE, ESQS., IN AMOUNT OF \$5,500. UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY, IN SETTLEMENT OF CLAIM FOR DAMAGES TO TWO GAS PIPES OWNED AND MAINTAINED BY PUBLIC SERVICE ELECTRIC AND GAS COMPANY, LOCATED IN VICINITY OF SOUTH MUNN AVENUE AND SOUTH ORANGE AVENUE, WHILE NEWARK DIVISION OF WATER SUPPLY WORK CREW WAS REPAIRING WATER MAIN BREAK," was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK MADE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, AND THEIR ATTORNEY, BECK, REICHSTEIN AND GUIDDONE, ESQS., IN AMOUNT OF \$5,500., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY IN SETTLEMENT OF CLAIM FOR DAMAGES TO TWO GAS PIPES OWNED AND MAINTAINED BY PUBLIC SERVICE ELECTRIC AND GAS COMPANY, LOCATED IN VICINITY OF SOUTH MUNN AVENUE AND SOUTH ORANGE AVENUE, WHILE NEWARK DIVISION OF WATER SUPPLY CREW WAS REPAIRING WATER MAIN BREAK.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled December 20, 1978)

(Resolution removed from the table June 6, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

7-R-ch.      RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE A STIPULATION OF DISMISS-  
AL INCORPORATING TERMS SET FORTH IN PARAGRAPH 7 OF RESOLUTION, IN SETTLEMENT OF A SUIT BY  
CITY OF NEWARK AGAINST THE TOWNSHIP OF WAYNE FOR MONEY DUE AND OWING ON A WATER SUPPLY  
CONTRACT ENTERED INTO ON JUNE 7, 1967.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council June 6, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.      RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND  
TRAINING TO RATIFY CONTRACT WITH NEW JERSEY CONSTRUCTION TRADE TRAINING CO., 370 ORANGE  
STREET, NEWARK, ONLY BID RECEIVED, FOR PERIOD APRIL 16, 1979 TO JUNE 6, 1979; FURTHER  
ENTER INTO A CONTRACT FROM JUNE 7, 1979 TO OCTOBER 12, 1979, TO PROVIDE CONSTRUCTION  
SKILLS TRAINING TO 50 PARTICIPANTS; AMOUNT OF CONTRACT NOT TO EXCEED \$162,000. (SOURCE  
OF FUNDS COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### MOTIONS.

7-M-a.      A MOTION OFFICIALLY COMMENDING HILDA KRAZESKI, PUBLIC HEALTH NURSE WITH THE  
DIVISION OF HEALTH, IN THE DEPARTMENT OF HEALTH AND WELFARE, FOR 50 YEARS OF OUTSTANDING  
SERVICE TO THE CITIZENS AND GOVERNMENT OF THE CITY OF NEWARK; THE MUNICIPAL COUNCIL  
GRATEFULLY RECOGNIZES THE UNCEASING DEDICATION OF HILDA KRAZESKI TO PROMOTING THE  
HEALTH AND WELFARE OF ALL NEWARK CITIZENS, was made by the Council of the Whole and  
declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.      A MOTION CONGRATULATING ALL THE MEMBERS OF THE CONGREGATION OF THE ST. NICHOLAS  
GREEK ORTHODOX CHURCH OF NEWARK, NEW JERSEY ON THE 75TH ANNIVERSARY OF THE FOUNDING

June 6, 1979

OF THAT RENOWNED INSTITUTION AND COMMENDING THEIR PASTOR, FATHER JAMES A. ALOUPIS FOR HIS LEADERSHIP AND IN SPREADING THE WORD OF GOD THROUGH SERVICE TO THE COMMUNITY, was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION RECOGNIZING THE OUSTANDING WORK OF THE LEAGUERS, INCORPORATED, A NON-PROFIT COMMUNITY BASED EDUCATIONAL ORGANIZATION, WHICH HAS BEEN IN EXISTENCE, IN THE CITY OF NEWARK, FOR MORE THAN 30 YEARS; FURTHER COMMENDING THE LEAGUERS, INCORPORATED FOR PROVIDING MANY ESSENTIAL BASIC SERVICES TO RESIDENTS OF THE CITY OF NEWARK INCLUDING EARLY CHILDHOOD EDUCATIONAL PROJECTS, COLLEGE PREPARATORY FOR YOUNG ADULTS, IN-COLLEGE TUTORIAL PROGRAMS, AND YOUTH DEVELOPMENT AND CONSULTATION SERVICES, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION HONORING A. PHILIP RANDOLPH, THE LATE BLACK LABOR LEADER AND CIVIL RIGHTS ACTIVIST, FOR PRESENTATION AT THE COUNCIL'S MEETING OF JUNE 20, 1979; FURTHER DIRECTING THE CITY CLERK TO INVITE MR. NORMAN HILLS, EXECUTIVE DIRECTOR OF THE A. PHILIP RANDOLPH INSTITUTE, TO BE PRESENT AT THAT TIME TO RECEIVE A CERTIFIED COPY OF THE RESOLUTION AT THE JUNE 20TH MEETING; FURTHER DIRECTING THE CITY CLERK TO SEND COMMUNICATION TO ALL LOCAL UNIONS LOCATED WITHIN THE CITY OF NEWARK ALONG WITH THE LOCAL AND STATE-WIDE CIVIL RIGHTS ORGANIZATIONS TO INVITE THEM TO THE PRESENTATION WHICH WILL BE MADE AT THE JUNE 20TH MEETING, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION SUPPORTING THE APPLICATION OF STATION WTVG, CHANNEL 68, NEWARK, NEW JERSEY, REQUESTING THE FEDERAL COMMUNICATIONS COMMISSION TO APPROVE THE RELOCATION OF WTVG TRANSMITTING FACILITIES FROM THE PRESENT SITE IN WEST ORANGE, NEW JERSEY, TO THE WORLD TRADE CENTER IN NEW YORK CITY. COUNCIL'S SUPPORT IS BASED ON STATEMENTS CONTAINED IN THE AFOREMENTIONED APPLICATION THAT THE PROPOSED IMPROVEMENTS OF WTVG'S FACILITIES WOULD RESULT IN: 1) SUBSTANTIALLY INCREASED COVERAGE BY WTVG OF AREAS AND

June 6, 1979

POPULATIONS IN NEW JERSEY, INCLUDING AREAS WHICH HAVE NO OTHER (OR ONLY ONE OTHER) NEW JERSEY COMMERCIAL TV RECEPTION SERVICE; 2) SUBSTANTIALLY IMPROVED ABILITY OF WTVG TO COMPETE WITH OTHER NEW YORK AND NORTHEASTERN NEW JERSEY TELEVISION STATIONS. ALL THESE STATIONS ARE OR WILL BE LOCATED PURSUANT TO COMMISSION AUTHORIZATION OF THE WORLD TRADE CENTER BUILDING; 3) ENHANCED ABILITY OF WTVG TO PROVIDE TO A WIDER COVERAGE AREA INCREASED NEW JERSEY NEWS AND PUBLIC AFFAIRS, SIGNIFICANT BLACK-ORIENTED AND ETHNIC PROGRAMMING, A SUBSTANTIAL AMOUNT OF LOCALLY-PRODUCED CHILDREN'S PROGRAMMING, AND WTVG'S OWN SUBSCRIPTION TELEVISION OPERATION; 4) LOCATION ON THE WORLD TRADE CENTER IS UNIQUE (AERONAUTICAL STUDIES ESTABLISH NO ALTERNATIVE LOCATION), PERMITTING UNIFORM ANTENNA ORIENTATION THROUGHOUT THE SERVICE AREA, ELIMINATING THE NEED FOR A TEMPORARY TRANSLATOR OPERATION ON THE WORLD TRADE CENTER AND PROVIDING EQUIVALENT PROTECTION VIS-A-VIS THE OPERATION OF STATION WSNL-TV IN SMITHTOWN, NEW YORK, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT ADMINISTRATION TAKE IMMEDIATE STEPS TO INITIATE A CLEANUP OF THE R-32 SITE BEHIND THE PILGRIM VILLAGE TOWNHOUSE COMPLEX; FURTHER, POINTING OUT THAT THIS IS THE THIRD REQUEST FOR THIS WORK, was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-g.

A MOTION STRONGLY URGING THAT ALL POLITICAL SIGNS AND PARAPHERNALIA POSTED ILLEGALLY IN THE CITY OF NEWARK BE REMOVED IMMEDIATELY BY INDIVIDUAL CANDIDATES OR OTHER PERSONS RESPONSIBLE FOR SAID POLITICAL MATERIALS; FURTHER, CALLING UPON THE CITY ADMINISTRATION TO STRICTLY ENFORCE THE EXISTING CITY ORDINANCES RELATING TO THIS MATTER, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

7-M-h.

A MOTION CONDEMNING THE INDIVIDUALS WHO PUBLISHED THE RACIST MATERIALS WHICH WERE DISSEMINATED IN THE CITY OF NEWARK IN CONNECTION WITH RECENT PRIMARY ELECTION HELD ON TUESDAY, JUNE 5, 1979, ALSO INDICATING CLEARLY TO THE GENERAL PUBLIC THAT THIS KIND OF POLITICAL CHICANERY WOULD NOT ONLY DIVIDE THE CITY BUT PUT US BACK INTO 1967; FURTHER, OFFICIALLY REQUESTING THAT THE ESSEX COUNTY PROSECUTOR AND THE ATTORNEY GENERAL OF THE STATE OF NEW JERSEY INITIATE AN INVESTIGATION BASED ON THE AFOREMENTIONED FACTS AND TAKE WHATEVER LEGAL ACTION THEY DEEM NECESSARY, was made by Councilman Tucker, seconded by Councilman Johnson.

Councilman Tucker remarked this Council should go on record condemning the individuals who published the racist materials which were disseminated in our City during the recent Primary Election and also indicating what those materials were. He personally saw those materials coming out of 58 Jones Street and he just wants to indicate clearly to the general public at large that that kind of political chicanery will not only divide the City but put us back into 1967. He thinks we should condemn the actions of the individuals involved and officially request that the Prosecutor and Attorney General instigate an investigation based on the fact that they were disseminated throughout this entire City and find the individuals and bring them directly to trial.

The motion to adopt the Motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### COMMUNICATIONS AND PETITIONS.

##### COMMUNICATIONS.

8-a.

The City Clerk presented PROPOSED "ORDINANCE AMENDING SHEET #27 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE BLOCK #2069 FROM THIRD INDUSTRIAL DISTRICT TO FIRST INDUSTRIAL DISTRICT."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

June 6, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF A NEW ONE-STORY BUILDING TO BE ERRECTED ON PREMISES 38-58 BRANFORD STREET (BLOCK 2759, LOT 21) ON THE OFFICIAL TAX MAP, (YEAR 1979) AND FOR FIVE YEARS TAX EXEMPTION ON IMPROVEMENTS TO REHABILITATE EXISTING BUILDING ON SAID PREMISES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker questioned why this is appearing under Communications. It is usually under Resolutions.

City Clerk D'Ascensio replied it is for a five year tax abatement and not the usual 50 year. It was approved by the Council Committee.

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 12, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) BY ADDING THERETO A SECTION 22 ESTABLISHING GENERAL SANITARY REGULATIONS FOR ITINERANT EATING AND DRINKING ESTABLISHMENTS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1 OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON EASTERN PARKWAY."



June 6, 1979

1570

(Section 23:2-1

Deleting Eastern Parkway, Southbound, from Cameron Road to Putnam Street

Adding Eastern Parkway, Southbound, from Cameron Road to Varsity Road

Eastern Parkway, Southbound, from Woodbine Avenue to Putnam Street

Section 23:5-1

Adding Eastern Parkway, East side, from Varsity Road to Woodbine Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR DATA PROCESSING COORDINATOR, DATA PROCESSING AND DATA PROCESSING ANALYST)."

(Data Processing Coordinator  
Data Processing

\$16,369. - \$19,877.

Data Processing Analyst

15,582. - 18,940.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Tucker.

Councilman Carrino questioned are these new positions and the City Clerk replied in the affirmative, we are creating them.

Councilman Tucker questioned if this is in the Department of Finance.

Councilman James said, if his memory serves him right, when the CSC Contract was approved, these positions were abolished and Councilman Tucker was one of those who raised the question that in time they would be brought back and we would end up with the same level of data processing personnel as we had prior to letting out the CSC Contract. We are going right back. We gave CSC a contract and laid off data processing personnel. Now we are bringing them right back. We are defeating the purpose of having

June 6, 1979

CSC and other agencies performing.

Councilman Tucker said if he remembers correctly during the Budget hearings, Director Jones indicated that they needed data processing personnel within their department to develop the program which inevitably would be turned over to CSC. If he remembers correctly, we approved those positions being within the budget. The question he is concerned with are these positions within the budget or appropriations within the 1979 budget for these two positions. He is not dealing with the creation if we did not approve them in the budget.

Chief Analyst Polster replied he believes the Data Processing Coordinator is in the Budget. The Data Processing Analyst, if his memory services him right, we had an Assistant Analyst, and he believes the facts Councilman Tucker gave are correct.

Councilman Grant withdrew his motion.

Councilman Tucker withdrew his second to the motion until we are in receipt of documentation.

A motion to table this ordinance until we are in receipt of documentation was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON DARK LANE AND BRUCE STREET."

(Deleting Bruce Street, Southbound, from West Market Street to Springfield Avenue

Dark Lane, Westbound, from Jones Street to Hayes Street

Adding Bruce Street, Southbound, from West Market Street to 12th Avenue

Bruce Street, Southbound, from 14th Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

June 6, 1979

1572

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1979, ENCLOSING PROPOSED "ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, CANCELLING CERTAIN APPROPRIATIONS AGGREGATING \$23,613,159. PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-1 on page 21 in the minutes of this meeting)

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1979, ENCLOSING PROPOSED "ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING CERTAIN MONIES, INCLUDING BOND PROCEEDS NOT NEEDED FOR PURPOSES FOR WHICH SUCH BONDS WERE ISSUED, TO THE CAPITAL SURPLUS FUND AND AMENDING NUMEROUS ORDINANCES OF THE CITY TO ACCOMPLISH THE SAME."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-j on page 21 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND C.U.R.A. (COMUNICAD UNIDA PARA LA REHABILITACION DE ADICTOS); TENANT, FOR THE PERIOD FROM MAY 2, 1979 TO MAY 1, 1980, FOR PREMISES COMMONLY KNOWN AS 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, AT A RENTAL FEE OF \$3,000. FOR THE ENTIRE PERIOD OF ONE (1) YEAR, PURSUANT TO N.J.S.A. 40A:12-14(c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

June 6, 1979

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOS-  
ING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE  
CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A PROCEDURE FOR  
OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Johnson.

Councilman Tucker said he knows for sure and we dicussed this at the last meeting there needs to be an increase based on the utilities rise. His only reluctance is that we have not met as a Committee to come up for an affirmative recommendation. He knows that we have taken on this responsibility ourselves because the procrastination is clearly the Council. He is not amiable at this time we should vote straight out and do it. He believes the Council Committee should meet and discuss this matter before we vote. We have to take the onus to say the responsibility is ours. We have not moved affirmatively as a Committee to come up with a recommendation. If we just move on the surcharge right away it means we have just affirmed the fact there should be a straight out utility charge without analyzing whether the route of dealing with the hardship is equitable or in effect there should be a straight out surcharge.

Councilman Johnson indicated he would withdraw his second to the motion.

Councilman Carrino indicated he will second the motion.

Councilman Martinez said he thinks we have seen the news media, watched television, read the newspapers and also buy gasoline for our cars. He thinks we see what is happening with respect to fuel. We know that fuel has increased drastically and dramatically. If you watched Jack Anderson, they expect to increase the gasoline to \$1.50 to \$2. a gallon and the fuel cost will increase, maybe double or triple by December. In the meantime these costs are being absorbed by someone. They are being absorbed by perhaps the landlord or other people. We are not asking for anything that is not fair. We are asking that the surcharge for fuel be obtained at a cost, his understanding from the Committee's report the last time they met, no more than \$3. He would also ask that this be moved today to be voted on and let the Committee continue with its research and get back into session within the next two weeks before the next reading. He is requesting that this be moved to first reading.

Councilman Carrino said he doesn't see how we, in clear conscience, cannot allow landlords to start to defray some of their expenses. We know the way the utilities

1573

June 6, 1979

have been raising prices, we are homeowners ourselves. He is afraid that if we don't do this, we will have people abandoning apartment houses and some of the half decent landlords will start to cut corners and we will wind up making slumlords out of decent landlords if they don't break even in some instances.

The motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Villani.

No: Councilmen James, Tucker, President Harris.

President Harris stated that Councilman Johnson would like to change his vote to the negative.

Councilman Tucker said Councilwoman Villani and he are members of this Committee. He thinks consistent with that they should have a meeting, if possible tomorrow and he knows some of his colleagues will be attending the United States Conference of Mayors in Pittsburg but he hoped at least to have the City Clerk Staff available because what they are looking at right now is we have to analyze the impact of the fuel on the landlord and we have to be in receipt of staff support in order to do that. He is hopeful the Committee can meet tomorrow and also subsequently a week from tomorrow with the support of the City Clerk's Staff to analyze the impact of what this is, that at least by the next meeting we will be in a position to know exactly what the specifics are.

President Harris stated that Councilman Grant would like to change his vote to the negative.

President Harris stated, therefore, the motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading failed of adoption by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez, Villani.

No: Councilmen Grant, James, Johnson, Tucker, President Harris.

9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966." (RENT DECREASES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino,

June 6, 1979

seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles were issued from  
May 8, 1979 to May 29, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Society of the Holy Rosary of St. Francis Xavier Church	7753 (Amended)
St Martin Deporres Educational Association Queen of Angels	7757 (Amended)
Holy Name Society Sacred Heart Church of Vailsburg	7765 (Amended)
St. Bridget's Church	7771 (Amended)
St. Joseph's Church	7779 (Amended)
Babyland Nursery Inc.	7818 (Amended)
Beth David Jewish Center	7821 (Amended)
Remco Industries Chapter of Deborah	7838 (Amended)
St. John's Ukrainian Catholic Church	7844 (Amended)
St. James Roman Catholic Church	7851 (Amended)
St. Carmel Guild Special Education for the Blind	7926 (Amended)
St. Mary's Church of the Immaculate Conception	7927 (Amended)
Newark Lodge 21 B.P.O. Elks	7962
Combined Societies of St. Patrick's Church	7965
Rosary Confraternity of St. Rose of Lima Church	7966
Holy Name Society of St. John's Ukrainian Catholic Church	7967
Immaculate Conception Church	7968
Immaculate Conception Church	7969
St. Antoninus Church	7976
St. Antoninus Prayer Group	7977

June 6, 1979

1576

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Church of Universal Brotherhood Foundation	7882 (Amended)
Ebenezer Baptist Church	7897 (Amended)
Blessed Sacrament Church	7970
Church of Our Lady of Good Counsel	7971
Ironbound Ambulance Squad, Inc.	7972
Cana Club of Sacred Heart Church of Vailsburg	7973
Sacred Heart Church of Vailsburg	7974
Cana Club of Sacred Heart Church of Vailsburg	7975
Parent's Association of St. Benedict's Elementary School	7978
Parent's Association of St. Benedict's Elementary School	7979
St. Stanilaus Roman Catholic Church	7980
Clear View Baptist Church	7981
St. Lucy's Roman Catholic Church	7982

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

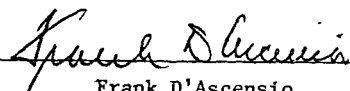
ADJOURNMENT.

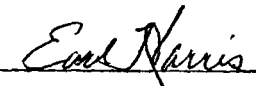
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:35 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
\_\_\_\_\_  
President





Newark, New Jersey, June 20, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Councilman Ralph T. Grant, Jr.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 12, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-b on this Calendar at this time was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-b. RESOLUTION HONORING AND OFFICIALLY SALUTING A. PHILIP RANDOLPH, THE LATE LABOR LEADER AND CIVIL RIGHTS ACTIVIST.

WHEREAS, on behalf of the citizens and government of the City of Newark, New Jersey, the Newark Municipal Council wishes to officially present this resolution of honor and recognition as a testimony to the many outstanding achievements of A. Philip Randolph, Black labor leader and civil rights activist, who celebrated his 90th birthday on April 15, 1979, and departed this life on May 16, 1979; and

WHEREAS, A. Philip Randolph was the founder of the now famous Brotherhood of Sleeping Car Porters, a pioneer of the Black Trade Union Movement, and served as a consultant to the White House on Labor and Minority Issues from the days of Franklin D. Roosevelt; and

WHEREAS, A. Philip Randolph helped plan and implement marches for human rights, labor and civil rights in Washington, D. C.; and

WHEREAS, A. Philip Randolph served as an executive board member of the National AFL-CIO Executive Council under George Meany; and

WHEREAS, A. Philip Randolph founded the A. Philip Randolph Institute to politically educate minority workers across the country; and

WHEREAS, A. Philip Randolph played an important part in the early days of the organization of the civil rights movement here in Newark, New Jersey; and

June 20, 1979

June 20, 1979

WHEREAS, A. Philip Randolph was instrumental in the issuance of two Presidential Executive Orders, one dealing with employment practices in war industries during World War II and the second dealing with discrimination in the United States Armed Forces;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, that they do hereby honor and officially salute A. Philip Randolph, the late Black labor leader and civil rights activist in formal recognition of and as a testimony to his many outstanding achievements not only on behalf of unionized labor, of minority workers, but for men and women of all races and creeds, to whom he has become a symbol of humanness and dignity.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be forwarded to Norman Hills, Executive Director of the A. Philip Randolph Institute.

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Councilman Tucker, on behalf of the Municipal Council, presented to Mr. Norman Hills, Executive Director of the A. Philip Randolph Institute, an inscribed copy of this resolution of honor and recognition as a testimony to the many outstanding achievements of A. Philip Randolph, Black labor leader and civil rights activist.

Mr. Norman Hills thanked the Municipal Council for honoring and officially saluting A. Philip Randolph in recognition of and as a testimony to his many outstanding achievements.

#### REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

##### 4-a. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 30, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

##### 4-b. The City Clerk presented COPY OF MINUTES OF PRIVATE SESSION OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, AUTHORIZED BY RESOLUTION 79-4-1SS, HELD APRIL 30, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 4-c. The City Clerk presented 1978 ANNUAL REPORT OF DEPARTMENT OF LAW.  
(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF SCHOOL ESTIMATE, HELD MARCH 19, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 4-e. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO APRIL, 1979.

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 4-f. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING MAY 4, 1979, MAY 11, 1979 AND MAY 18, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-J, FOR PERIOD ENDING MAY 25, 1979 AND INDICATING NO PROPERTY ACQUISITIONS FOR PERIOD ENDING JUNE 1, 1979; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-123, FOR PERIOD ENDING MAY 4, 1979 AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING MAY 11, 1979, MAY 18, 1979, MAY 25, 1979 AND JUNE 1, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 4-g. The City Clerk presented EVALUATION REPORT #19, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING, NEWARK COMPUTERIZED COMMUNICATION AND CONTROL SYSTEM (NC4), DATED JUNE 8, 1979.

(Copy submitted to each Member of the Council)

June 20, 1979

A motion that the Evaluation Report be received and Staff study made for report to the Council was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

4-h. The City Clerk presented FINANCIAL STATEMENTS, PARKING AUTHORITY OF THE CITY OF NEWARK, COVERING SIX MONTH PERIOD ENDING DECEMBER 31, 1978, SUBMITTED BY ZISMAN, TRAURIG AND ELBLONK, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statements be received and Staff study made for report to the Council was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Temporary President James assumed the Chair.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President James called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(To establish regulations for the erection of commercial antennae)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Temporary President James, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

Temporary President James: The yeses are five, the noes are none and three absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 11, 1979.

1504  
June 20, 1979

6-F-b.            The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON SOUTH 14TH STREET.

(South 14th Street, West side, beginning 416 feet north of the northerly curblin of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

6-F-c.            The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET, AND SOUTH ORANGE AVENUE.

(Grove Street, West side, beginning 216 feet south of the southerly curblin of Ruth Street and extending 22 feet southerly therefrom South Orange Avenue, North side, beginning 120 feet east of the easterly curblin of Poe Avenue and extending 22 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

June 20, 1979

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON SCHEERER AVENUE.

(Scheerer Avenue, from Bergen Street to Renner Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President James, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SHEET #27 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED TO CHANGE BLOCK #2069 FROM THIRD INDUSTRIAL DISTRICT TO FIRST INDUSTRIAL DISTRICT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

6-F-f. The City Clerk read AN ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF A NEW ONE-STORY BUILDING TO BE ERECTED ON PREMISES 38-58 BRANFORD STREET (BLOCK 2759, LOT 21) ON THE OFFICIAL TAX MAP, (YEAR 1979) AND FOR FIVE YEARS TAX EXEMPTION ON IMPROVEMENTS TO REHABILITATE EXISTING BUILDING ON SAID PREMISES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

June 20, 1979

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

Temporary President James: The yeses are five, the noes are none and three absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 11, 1979.

6-F-g. The City Clerk read AN ORDINANCE AMENDING TITLE 12, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) BY ADDING THERETO A SECTION 22 ESTABLISHING GENERAL SANITARY REGULATIONS FOR ITINERANT EATING AND DRINKING ESTABLISHMENTS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

Temporary President James: The yeses are five, the noes are none and three absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 11, 1979.

6-F-h. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON EASTERN PARKWAY.

(Section 23:2-1

Deleting Eastern Parkway, Southbound, from Cameron Road to Putnam Street

Adding Eastern Parkway, Southbound, from Cameron Road to Varsity Road

Eastern Parkway, Southbound, from Woodbine Avenue to Putnam

Street

Section 23:5-1

Adding Eastern Parkway, East side, from Varsity Road to Woodbine Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

June 20, 1979

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

6-F-1. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON DARK LANE AND BRUCE STREET.

(Deleting Bruce Street, Southbound, from West Market Street to Springfield Avenue

Dark Lane, Westbound, from Jones Street to Hayes Street

Adding Bruce Street, Southbound, from West Market Street to Twelfth Avenue

Bruce Street, Southbound, from Fourteenth Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Villani, Temporary President James.

Absent During Roll Call: Councilmen Johnson, Tucker, President Harris.

(President Harris reassumed the Chair)

6-F-j. The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (RENT DECREASES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:



June 20, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 11, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE PART TIME POSITIONS OF OBSTETRICIAN/GYNECOLOGIST, 9 HOURS; AND PODIATRIST, 12 HOURS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor, (6S&FM) adopted May 4, 1977, as amended and supplemented be amended to create the following position, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Obstetrician/Gynecologist P.T. (9 hrs p/wk) 192900	\$ 12,898.00	\$ 12,898.00
Podiatrist, P.T. (12 hrs. p/wk) 193901	\$ 17,197.00	\$ 17,197.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

June 20, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON ROSEVILLE AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,  
NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

ROSEVILLE AVENUE:  
West side, from West Market Street to Orange Street.

And by adding thereto the following:

ROSEVILLE AVENUE:  
West side, from West Market Street to Route 280 Collector Road.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard..

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE RATIFYING AND AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NEWARK EMERGENCY SERVICES FOR FAMILIES, INC., A NON-PROFIT CORPORATION, TENANT, FOR 272 SQUARE FEET OF SPACE ON GROUND FLOOR OF PREMISES LOCATED AT 598 SOUTH 11TH STREET, NEWARK, NEW JERSEY, FOR THE PERIOD FROM MAY 1, 1979 TO APRIL 30, 1980, AT A RENTAL FEE OF \$1,200. FOR THE ENTIRE TERM, PURSUANT TO N.J.S.A. 40A:12-14(c).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Municipal Council of the City of Newark hereby ratifies the leasing of approximately 272 square feet of space on the ground floor of premises located at 598 South 11th Street, Newark, New Jersey, for the period from May 1, 1979 to the effective date of this ordinance, to the Newark Emergency Service for Families, Inc., a non-profit corporation.

Section 2. Pursuant to N.J.S.A. 40A:12-15(h) the Director of the Department of Health and Welfare is hereby authorized to lease said premises to the Newark Emergency Services for Families, Inc., for the period from the effective date of this ordinance to April 30, 1980, at a rental fee of \$1,200. for the entire term of one (1) year, for the public purpose of providing services to poor or indigent families.

Section 3. A Copy of the proposed Lease Agreement is attached hereto.

Section 4. A duly executed copy of the written final Lease Agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health and Welfare.

Section 5. This Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 20, 1979

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROHIBITING THE SALE OR DISPLAY OF PARAPHERNALIA RELATING TO CONTROLLED DANGEROUS SUBSTANCES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, that:

SECTION 1: No person shall advertise, display, sell or offer to sell any type of syringe, needle, eye dropper, spoon, pipe, testing kit, rolling paper, or other paraphernalia or appliances designed for or ordinarily used in smoking, testing, weighing, measuring, injecting, cooking or sniffing marijuana, cocaine, opium, hashish or other controlled dangerous substances as defined by N.J.S.A. 24:21-1, et seq.

SECTION 2: It shall constitute a common nuisance to maintain any building, conveyance or premises whatever which are resorted to by persons for the manufacturing, distribution, dispensing, administration or use of any type of syringe, needle, eye dropper, spoon, pipe, testing kit, rolling paper, or other paraphernalia or appliances designed for or ordinarily used in smoking, testing, weighing, measuring, injecting, cooking or sniffing marijuana, cocaine, opium, hashish, or other controlled dangerous substances as defined by N.J.S.A. 24:21-1, et seq.

SECTION 3: Any person registered with the State Health Commissioner or referred to in N.J.S.A. 24:21-10(c) shall be exempt from this Ordinance.

SECTION 4: Any violation of this Ordinance shall be punishable by a fine of \$500. or a jail term of 90 days or both.

SECTION 5: This Ordinance shall take effect upon final passage and publication in accordance with the Statutes of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, CANCELLING CERTAIN APPROPRIATIONS AGGREGATING \$23,613,159 PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

WHEREAS, certain appropriations for various capital projects in the aggregate amount equal to \$23,613,159 referred to herein previously provided for in bond ordinances adopted by the City are no longer considered necessary; and

WHEREAS, it is deemed to be in the best interest of the City of Newark to cancel such appropriations; NOW, THEREFORE,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The following appropriations referred to herein in the aggregate amount equal to \$23,613,159 set forth opposite the descriptions are hereby determined to be no longer necessary and are hereby cancelled.

Improvement Number	Improvement Description	Appropri- ation to be Cancelled	Ordinance Adopted
10332	School Purposes Plans and Architects fees (Misc. Architects Fees)	\$21,000.00	December 21, 1966
10335	Establishment of Public School Playground and School Recreational Places	\$677,977.00	September 6, 1967
281-68	New Middle School Site to Relieve Avon Avenue, Belmont-Runyon and Bergen Street Schools (Hunterdon Street Middle)	\$115,625.74	March 5, 1969 and May 2, 1973
148-70	New Camden Street Middle School	\$ 25,000.00	February 17, 1971
116-71	50 Compactors for Cafeteria	\$ 35,000.00	December 31, 1971

June 20, 1979

Improvement Number	Improvement Description	Appropri- ation to be Cancelled	Ordinance Adopted
117-71	20 Table Bench Units - Maple Avenue School	\$ 4,200.00	December 30, 1971
118-71	Additional Cost - 13th Avenue School	\$225,000.00	December 30, 1971
152-70	Additional Construction and Equipment - Thirteenth Avenue School	\$ 12,347.00	April 19, 1972
129-71	Rehabilitation and Reconstruction of Weequahic High School	\$266,067.26	June 28, 1972 and July 11, 1973
138-71	Rehabilitation and Reconstruction of the First Avenue School	\$175,675.00	September 6, 1972
140-71	Additions to South Side High School (M.X. Shabazz)	\$809,305.00	September 20, 1972 and July 11, 1973
141-71	Construction of a New School at Lyons Avenue (Weequahic Area)	\$5,027,500	September 20, 1972
143-71	Rehabilitation - Broadway Elementary School	\$ 68,000	September 20, 1972
144-71	Rehabilitation- St. Peters Orphanage (Maple - Lyons Annex)	\$ 999	September 20, 1972
148-71	Belmont-Runyon Annex Plans and Land Acquisition for New Schoolhouse	\$ 200,000	October 18, 1972
150-71	Renovation of 15th Avenue School	\$ 45,000	October 18, 1972
151-71	Public Address and Intercom System at Broadway Junior High School	\$ 26,000	October 18, 1972
149-73	Acquisition of Land for Plans for New Walnut Mini-School	\$ 215,000	
111-73	Acquisition of Site - Rowley Street School (West Side Park Middle)	\$ 58,000	May 2, 1973
112-73	Acquisition of Site - Third Street School	\$ 245,000	May 2, 1973
113-73	Acquisition of Site - Hunterdon Street School (Hunterdon Middle)	\$ 96,000	May 2, 1973
116-73	Conversion of Fourteenth Avenue School	\$ 33,500	July 11, 1973
117-73	Conversion of Harriet Tubman School	\$ 120,000	July 11, 1973
118-73	Construction of Louise A. Spencer School	\$ 921,636	July 11, 1973

Improvement Number	Improvement Description	Appropriation to be Cancelled	Ordinance Adopted
119-73	Addition to and Rehabilitation of Weequahic High School	\$ 3,000	July 11, 1973
120-73	Rehabilitation of Heating and Ventilating System	\$ 34,100	July 11, 1973
121-73	Rehabilitation of Heating System at Ann Street School	\$ 53,600	December 20, 1973
122-73	Rehabilitation of Heating System at Oliver Street School	\$ 67,100	December 20, 1973
123-73	Construction of Louise A. Spencer School	\$150,000	December 20, 1973
124-73	Rehabilitation of Heating System-Bragaw Avenue	\$258,000	December 20, 1973
126-73	Boiler Replacement - South Market Street School (Hawkins Annex)	\$ 64,400	December 11, 1974
427-73	East Side High Alteration and Addition	\$600,000	March 19, 1975 and September 7, 1974
128-73	Rehabilitation and Reconstruction of Central High School	\$294,100	September 11, 1974
129-73	Rehabilitation and Reconstruction of Hawkins Street School Annex	\$196,000	December 11, 1974
130-73	Rehabilitation and Reconstruction of Bergen Street School Cafeteria Kitchen	\$ 64,000	December 11, 1974
131-73	Harriet Tubman School Conversion	\$ 90,000	July 11, 1973 and December 11, 1974
450-75	New Addition and Alterations to Arts High School	\$5,800,000	March 19, 1975
451-75	Alterations and Additions to East Side High School	\$3,375,671	March 19, 1975
453-75	New School - Weequahic Area Elementary School	\$2,568,500	March 19, 1975
457-75	Rehabilitation and Construction of Wilson Avenue School	\$ 160,000	September 3, 1975
458-75	Acquisition of Property-St. Benedicts Park - Site for School Purposes	\$ 300,000	September 3, 1975
459-75	Rehabilitation and Construction - 14th Avenue School	\$ 110,856	September 3, 1975
		<u>\$23,613,159</u>	

June 20, 1979

Section 2. The capital budget of the City of Newark is hereby amended to the extent of any inconsistency herewith.

Section 3. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Tucker.

Councilman Tucker felt the Council should clearly indicate that their auditors are meeting with the representatives of the Board of School Estimate relating to this particular issue. He would like to raise the question of his colleagues, not now but in the future for the Council to entertain the possibility of introducing ordinances which would control the transfer of bond appropriations from one particular category to another. Although the Council's action in approving this particular ordinance in effect basically rectifies most of the questions with regard to the Capital Budget, he believes in the future, what they need to do is to insure that no transfers at all take place unless they are approved by the Municipal Council. Possibly at one of the Council's pre-meeting conferences he would like the Council to entertain the possibility of drafting such an ordinance.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.



1500

June 20, 1979

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING CERTAIN MONIES, INCLUDING BOND PROCEEDS NOT NEEDED FOR PURPOSES FOR WHICH SUCH BONDS WERE ISSUED, TO THE CAPITAL SURPLUS FUND AND AMENDING NUMEROUS ORDINANCES OF THE CITY TO ACCOMPLISH THE SAME.

WHEREAS, certain amounts of bond proceeds on hand are not necessary for the purposes for which such bonds were originally authorized and certain other capital funds heretofore appropriated by budget appropriation or by bond ordinance appropriation from the Capital Improvement Fund are not necessary for the purposes for which such appropriations were originally made; and

WHEREAS, it is deemed to be in the best interest of the City of Newark to appropriate such amounts to the Capital Surplus Fund to be available for other purposes for which bonds may be issued; NOW, THEREFORE,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. In the schedule attached hereto and hereby made a part of this ordinance, the cash balances described in Column VI for the capital projects listed in Column III for which provision was made in the ordinances described in Columns I and II, which sums amount in the aggregate to \$1,299,816.44, are hereby determined not to be necessary for the purposes for which such funds were originally authorized and are hereby deemed to be capital surplus in accordance with N.J.S.A. 40A:2-39.

Section 2. The capital surplus in the amount of \$1,299,816.44 described in Section 1 hereof is hereby appropriated to the capital surplus fund.

Section 3. The ordinances described in Columns I and II of the schedule attached hereto are hereby amended in accordance with the provisions of this ordinance and the schedule attached hereto.

June 20, 1979

Section 4. The capital budget of the City of Newark is hereby amended to the extent of any inconsistency herewith.

Section 5. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 31-33 ESTHER STREET, BLOCK 2410, LOT 11, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Newark Housing Authority Senior Systems Analyst Louis Riccio met with the Council May 15, 1979)

(Public Hearing closed)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

June 20, 1979

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE CERTAIN TITLES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. EDGAR C. LEE, JR., 65 INGRAHAM PLACE, NEWARK, NEW JERSEY, VICE PRESIDENT, BLACK ORGANIZATION OF STUDENTS (B.O.S.) addressed the Municipal Council. He stated the Black Organization of Students of Rutgers University in Newark submitted in May, 1979 a Summer Youth Employment Program proposal to the City of Newark asking for funding and supplies for their Summer Program. Traditionally the Municipal Council has backed the Summer Youth Employment Program that Rutgers University has proposed to the City of Newark. Recently they received a letter from Mr. Zinnerford Smith indicating they would no longer fund projects of the type that the Black Organization of Students had submitted to the City of Newark. In response to that letter, the Black Organization of Students feel very strongly that to deny them the funding of the Summer Youth Employment Program would deny high school students in the City of Newark a decent environment, a meaningful on-the-job related experience, as well as an academic setting for the students here in Newark. Mr. Smith indicated the money factor was not a problem, the reason he would no longer fund them was because he felt the project was too large. However, he would be willing to give them one supervisor as opposed to the fourteen positions requested. Mr. Lee asserted to cut out the staff would limit their activities in terms of their Summer Youth Employment Program.

Mr. Lee urged the Council to adopt a resolution for the funding of this particular type of program. He added for the past four years they have taken on high school students who had academic problems as well as discipline problems. To deny them this Summer Youth Employment Program this year would be drastic.

June 20, 1979

Councilman James stated since the Council has been in receipt of the proposal, they have not fully studied the proposal. However, he would like to state the City's position. Some officials in the Mayor's Office of Employment and Training have indicated that the debate is not whether or not they will fund the program. The issue happens to be the administrative staff, as Mr. Lee indicated. Heretofore, for every 100 SPEDY enrollees at a site, they were entitled to a work site supervisor. The Council will fully explore what has been indicated to them. Mr. Lee was requesting 100 SPEDY enrollees and a supportive staff which would cost approximately \$14,000. It was indicated earlier that the City cannot justify this in light of SPEDY cutbacks and guidelines. It would be unfair if one program receives such administrative staff while others have a string of guidelines.

Councilman James asked Employment and Training Director Wheeler whether or not the City is going to fund this program, and if it is true that the City of Newark cannot fund them \$14,000. and a supportive staff.

Employment and Training Director Wheeler responded the request violates rules and guidelines of the program. It may be interesting to note that they have been able to provide that kind of support in the past, but they can no longer do that. B.O.S. was informed the new ratio is 35 to 1, for every 35 participants they may have a paid supervisor. In the case of B.O.S., dealing with the figure of 100, it would simply represent approximately three supervisors. Unfortunately there is nothing else they can do about that. However, B.O.S. has been informed if they will come back with the design that is necessary under the guidelines, they will provide them with the three supervisors under the law and regulations.

Councilman Grant said in times past having served as the Director of the Summer Youth Employment Program, he knows first hand the kind of work the Black Organization of Students has accomplished. He knows many young people who have participated in this program who have gone on to certain academic distinctions in college and have certainly been a credit to their high schools and community. He endorses this program. Councilman Grant suggested an alternative. The City of Newark, with its vast business community, in his opinion, has not done all it could do to make funds available to organizations such as B.O.S. It has not highly amplified their support. The Newark Chamber of Commerce, 50 Park Place, Newark, receives funds from various businesses in the City of Newark for the expressed purpose of dealing with youth agencies and other summer project programs. He is sure if the Black Organization of Students were to contact Mr. Donald Dust of the Chamber of Commerce that there might be some money forthcoming to aid this program. Councilman Grant reiterated he endorses the efforts of this

June 20, 1979

organization, knows what they have done in the past and knows their capabilities.

Mr. Lee indicated the amount they are requesting for their administrative staff is \$27,440. and with the success they have been having, he does not see this as a great amount.

President Harris queried in view of the statements made by Mr. Wheeler, whose office oversees Federal funds coming into Newark, if Mr. Lee, after receiving letter from Mr. Zinnerford Smith, would be in touch with that office in terms of working within the revised guidelines to see if they can get whatever monies are available that will conform with the change of structure of the Federal Government.

Mr. Lee referred to letter received from the Office of Employment and Training stating they regret they cannot fund their proposal for Summer Youth Employment Program personnel as designed. They are agreeable to authorize one paid supervisor for a minimum of 35 participants and a maximum of 45. Likewise the budget submitted by the Black Organization of Students is not in line with this philosophy.

President Harris interjected it is quite obvious that they are not going to resolve this matter tonight because of time constraint. He directed the City Clerk to invite Business Administrator Buck, Office of Employment and Training Director Wheeler and Mr. Edgar C. Lee, Jr., Vice President, Black Organization of Students to meet with the Municipal Council at their special conference June 26, 1979 to discuss the Summer Youth Employment Program.

Councilman Tucker thought it might be worthwhile for Mr. Lee to meet with Mr. Zinnerford Smith before Tuesday. He knows there are a large number of organizations in the City, some also of educational community, which will be affected by this. Councilman Tucker felt the Council can play a supportive role, but programmatically they will have to meet with Mr. Wheeler and his staff in order to effectively resolve this matter.

6-HC-b.

MR. JAMES BENJAMIN, HOTEL AND RESTAURANT EMPLOYEES AND BARTENDERS'

INTERNATIONAL UNION, AFL-CIO, 11 HILL STREET, NEWARK, NEW JERSEY, addressed the Municipal Council. He stated five members of the union had been mugged in the last two weeks and one member was murdered. The problems of mugging will increase during the summer. Mr. Benjamin stressed the dire need for additional police in the City of Newark. They must all work together to try to resolve this problem.

President Harris asked if Mr. Benjamin has been in touch with the Police Director regarding this problem.

June 20, 1979

Mr. Benjamin replied after the shooting he sent a telegram to Police Director Williams but has not received any response to date.

President Harris requested Mr. Benjamin to submit to the Municipal Council a copy of the telegram sent to Police Director Williams.

Councilman Carrino declared this is something he has been talking about since November, 1978. He warned it would get worse. Councilman Carrino charged that response time of police, in some cases, is as long as twelve hours and approximately 30,000 calls went unanswered last month. He asserted the Council Members and community groups must bring this issue to the attention of the Essex County Prosecutor and the State Attorney General in order to resolve the police problem. The City cannot function with the number of police officers they have right now. Councilman Carrino cited many incidents of crime in the City of Newark. People are getting very frightened and frustrated.

Councilman Tucker said President Harris indicated Police Director Williams will meet with the Municipal Council at the special conference, June 26, 1979. He agrees to a great degree with Councilman Carrino's opinion, but he thinks other points should be mentioned. Councilman Tucker said he is well aware of the fact and supports the position that at this point and time they do not have enough policemen in the City of Newark. They have to deal with the morale of the men and the police are not responding expeditiously. The problem is not just manpower; it also relates to the morale and actions of the union trying to reconcile the inequity that exists. The community at large is locked in the middle of the whole situation, and unless that is resolved, he agrees with Councilman Carrino that things will not get better, they will get worse.

Councilman Tucker recalled when the Municipal Council came up with a mandatory number of policemen, the Administration felt it was ridiculous. He believes the position of the Council and the position of the Administration can be reconciled. It is not even a matter of money. Ironically there have been vacancies created by retiring officers which have not been filled. Councilman Tucker contended they are not talking about a simple problem, they are talking about a political issue. Everyone must recognize that clearly it is the Police Director's responsibility to protect the citizenry of the City of Newark. As to the number of policemen, that is a political determination that has been made. They must look at the way police services are dispersed in the City of Newark, recognize that the morale of the police is equally as important as the actual number of policemen. Councilman Tucker added he is hopeful that the meeting with Police Director Williams on Tuesday will be fruitful.

June 20, 1979

6-HC-c.            MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding the recent decision handed down by Judge Yanoff, Superior Court, where 469 Elizabeth Avenue Tenants Association challenged the Rent Control Board and its findings. This particular decision is significant because he has been told by Richard Blumberg of the Earl Warren Housing Project in California that it is one of the first in the nation. Judge Yanoff, in his findings, referred to the Rent Control Ordinance as being vague especially in the area that they spent so much time in trying to make sure that equal representation on the Rent Control Board was necessary. Mr. Hutchins felt any attempt to administer the Rent Control Ordinance requires the services of the Corporation Counsel.

President Harris recommended Mr. Hutchins make his "pitch" to the Committee to Study Rent Control chaired by Councilwoman Villani and have his attorney get in touch with the Corporation Counsel. The Committee to Study Rent Control will entertain ideas from both sides.

6-HC-d.            MR. JACQUES P. DOUGE, 425 SOUTH 15TH STREET, NEWARK, NEW JERSEY, Black Organization of Students, urged the Municipal Council to continue the B.O.S. Summer Youth Program.

6-HC-e.            MR. THOMAS PETRILLO, 425 CHESTNUT STREET, NEWARK, NEW JERSEY, complained of an increase in crime, and charged that in the East Ward there are gangs literally roaming the streets, loitering, vandalizing and mugging area residents. He stressed the dire need for more police protection.

The following speakers addressed the Municipal Council in favor of Ordinance 9-b on this Calendar, which establishes a procedure for obtaining heating surcharges to cover increases in the cost of heating. They contended the cost of fuel, electricity, insurance, etc. have greatly increased and the landlords are looking for some relief to save their properties. The speakers urged the Municipal Council to adopt this proposed ordinance.

6-HC-f.            MR. ROCCO NARDELLI, 117 BROOKDALE AVENUE, NEWARK, NEW JERSEY.

6-HC-g.            MR. STAN STANILOFF, 231 ANDERSON STREET, HACKENSACK, NEW JERSEY.

6-HC-h.            MR. HUBERT GRAHAM, 28 LORELEI ROAD, WEST ORANGE, NEW JERSEY.

6-HC-i.            MR. JEFFREY MEREDITH, 40 MEADE STREET, NEWARK, NEW JERSEY.

6-HC-j.            MR. FRANK RUSSO, 15 MAY PLACE, NUTLEY, NEW JERSEY, CHAIRMAN, NEWARK PROPERTY OWNERS ASSOCIATION.

June 20, 1979

6-HC-k.MRS. NELLIE GRIER, PRESIDENT, NEWARK SENIOR CITIZENS COUNCIL, 94 ORATON

STREET, NEWARK, NEW JERSEY, stressed the needs of Senior Citizens. She contended Senior Citizens cannot afford an increase in rent. They would like some input when Newark builds Senior Citizens housing. If two bedroom apartments could be built, the Senior Citizens could have someone to help them when they are ill. Mrs. Grier invited the Council Members to attend meetings of the Senior Citizens Council, held at 10:30 A. M., the second Monday of each month, in the Council Chamber, City Hall, Newark.

A motion to permit Mrs. Helen Polk to address the Municipal Council under "Hearings of Citizens" was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

6-HC-l.MRS. HELEN POLK, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, PRESIDENT, NORTH

DISTRICT POLICE COMMUNITY COUNCIL, addressed the Municipal Council with reference to the new Penal Code, need for community recreational facilities. Mrs. Polk complained about muggings, loitering, gambling, vandalism, Dente Towing Service not performing and computer priorities in the Police Department. She appealed to the Municipal Council to help alleviate these problems.

Councilman Carrino said there were almost 100 people at the meeting last night and it was verified to him by more than a dozen people today that they were told by the Captain that he is not allowed to tell them how many police cars are out. He would like to know from Police Director Williams, at Tuesday's special conference, why this information is being withheld from the citizens of Newark. He does not think the Police Department has the right to refuse any such information to the citizens of Newark.

President Harris noted Corporation Counsel Perillo is also invited to the special conference on Tuesday, June 26, 1979.

A motion to permit Mr. Clifford Flood, Jr. to address the Municipal Council under "Hearings of Citizens" was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

6-HC-m.MR. CLIFFORD FLOOD, JR., 373 SOUTH 20TH STREET, NEWARK, NEW JERSEY, felt the

heating surcharges to cover increase in cost of heating should be paid by both the landlords and the tenants.



2532  
June 20, 1979

Councilman Tucker clarified Newark needs a surcharge ordinance. Regarding the ordinance dealing with the rent decreases based on nonperformance of services, he thinks the people are making the analogy that the rent decreases should be tied in with the rent surcharge ordinance. The analogy is wrong. The reason the rent decrease ordinance appears on the Calendar was that when the Council and Administration made the changes in the Rent Control Ordinance, in January, 1979, the original portion dealing with rent decreases was removed from the ordinance. Therefore, Ordinance 6-F-j on this Calendar is not something new. It was putting back what was taken away originally. It also places the City in an awkward position when they go to court regarding possibilities of rent decreases. The Law Department has advised the Council they must identify what is the amount of the decreased services. Another point is the matter of utility surcharge. He does not think any Member of this Council, in any way whatsoever, denies the fact there should be some sort of increase to the landlords in regard to heat. The major communication the Council had in discussing this matter further has not been whether or not the landlords will be in receipt of the increase. The question is how. The Council has to be in receipt of the concerns from the landlords because of the Council's inability to act in an expeditious manner. It is the Council's intent to deal with the oil question. The question is how.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. RESOLUTION COMMENDING DR. D. McNEAL OWENS FOR HIS NUMEROUS ACCOMPLISHMENTS AS PASTOR OF ST. JAMES A.M.E. CHURCH AND EXTENDING CONGRATULATIONS ON HIS APPOINTMENT AS PRESIDING ELDER OF THE NEWARK DISTRICT OF THE AFRICAN METHODIST EPISCOPAL CHURCH.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

- 7-R-b. RESOLUTION HONORING AND OFFICIALLY SALUTING A. PHILIP RANDOLPH, THE LATE LABOR LEADER AND CIVIL RIGHTS ACTIVIST.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Pages 1 and 2 in the minutes of this meeting)

June 20, 1979

7-R-c.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT IN SUM OF \$185. TO LOUIS FARANETTA, 760 BIRCHWOOD DRIVE, WYCKOFF, NEW JERSEY, FOR PAYMENT OF LOST COUPON.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-d.            RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO KAREN MOORE, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING MARCH 30, 1979 AND ENDING SEPTEMBER 30, 1979. (EDUCATIONAL - FIRST LEAVE BEGAN SEPTEMBER 29, 1976)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-e.            RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT WILLIAMS, LIEUTENANT, POLICE DEPARTMENT, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JULY 1, 1979 AND ENDING DECEMBER 31, 1979. (POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-f.            RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO RONALD WIGGINS, PRINCIPAL AUDITOR, FINANCE DEPARTMENT, DIVISION OF ACCOUNTS AND CONTROL, FOR PERIOD BEGINNING OCTOBER 10, 1978 AND ENDING MARCH 31, 1979. (TO SERVE PROVISIONALLY AS CHIEF AUDITOR, M.P.D.O. - FIRST LEAVE BEGAN OCTOBER 10, 1978)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO RONALD WIGGINS, PRINCIPAL AUDITOR, FINANCE DEPARTMENT, DIVISION OF ACCOUNTS AND CONTROL, FOR PERIOD BEGINNING APRIL 1, 1979 AND ENDING SEPTEMBER 30, 1979. (TO SERVE PROVISIONALLY AS CHIEF AUDITOR, M.P.D.O. - FIRST LEAVE BEGAN OCTOBER 10, 1978)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CARMINE A. BIASE, PUBLIC RELATIONS OFFICER, POLICE DEPARTMENT, DIVISION OF POLICE, FOR PERIOD BEGINNING APRIL 27, 1979 AND ENDING OCTOBER 31, 1979. (TO CONTINUE AS DEPUTY MAYOR, CITY OF NEWARK - FIRST LEAVE BEGAN OCTOBER 23, 1973)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.00) TO MR. ESTEL BUTLER, JR. FOR RESTAURANT LICENSE NOT ISSUED. (615 SOUTH 20TH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.00) TO MR. WAYNE SOLOMON FOR RESTAURANT LICENSE NOT ISSUED. (151 WATSON AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

June 20, 1979

7-R-k.RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS

(\$25.00) TO MR. LEVIN K. THOMPSON FOR RESTAURANT LICENSE NOT USED. (902½ SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-l.RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWO HUNDRED TWENTY SEVEN

THOUSAND EIGHT HUNDRED NINETY-FOUR DOLLARS AND FORTY-FIVE CENTS (\$227,894.45) TO LIVINGSTON TOWNSHIP, LIVINGSTON, NEW JERSEY 07039 FOR A FRANCHISE TAX PAYMENT ERRONEOUSLY PAID TO THE CITY OF NEWARK AS A RESULT OF AN INADVERTENT MISTAKE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-m.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK PAYABLE TO RENEE

STARKS FOR SUM OF \$36.22 FOR OVERPAYMENT OF RENT FOR PROPERTY 16-18 BRENNER STREET, BLOCK 2616, LOTS 34, 35; REFUND TO BE PAID FROM BUDGET APPROPRIATION IN DIVISION OF REVENUE COLLECTION, PUBLIC LAND AUCTION SALE (ACCOUNT NO. 11-05-05-7471).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-n.RESOLUTION ACCEPTING BID OF RAFAEL PRADO, ESQ. TO LEASE APPROXIMATELY 400

SQUARE FEET OF FLOOR SPACE ON THE SIXTEENTH (16TH) FLOOR AT CITY-OWNED PREMISES, 786 BROAD STREET, SUITE 1601, NEWARK, NEW JERSEY, FOR \$175. PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-o. RESOLUTION ACCEPTING BID OF WESTLEY WEAVER DELI SHOP TO LEASE APPROXIMATELY  
535 SQUARE FEET OF FLOOR SPACE ON THE FIRST (1ST) FLOOR OF CITY-OWNED PREMISES, 11 KILL  
STREET, ROOM 103, NEWARK, NEW JERSEY, FOR \$325.46 PER MONTH FOR A ONE (1) YEAR LEASE  
TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE  
AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE  
AGREEMENT ON BEHALF OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-p. RESOLUTION ACCEPTING BID OF NATIONAL COUNCIL OF NEGRO WOMEN, INC. TO LEASE  
APPROXIMATELY 2100 SQUARE FEET OF FLOOR SPACE ON THE FOURTEENTH (14TH) FLOOR AT CITY-  
OWNED PREMISES, 605 BROAD STREET, NEWARK, NEW JERSEY, FOR \$350.00 PER MONTH FOR A ONE  
(1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF  
THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO  
EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-q. RESOLUTION ACCEPTING BID OF MAIDEN LANE AUTO PARK TO LEASE APPROXIMATELY  
10,200 SQUARE FEET OF GROUND SPACE OF CITY-OWNED PROPERTY LOCATED AT 223 MARKET STREET,  
BLOCK 147, LOT 53 AND 43-45 CLINTON STREET, BLOCK 147, LOTS 13 AND 15, NEWARK, NEW  
JERSEY FOR A FIVE (5) YEAR TERM AT THE RENTAL AS SET FORTH IN ANNEXED SCHEDULE "A"  
AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREE-  
MENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT  
ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Johnson, seconded by  
President Harris and declared adopted by President Harris by the following votes:

June 20, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-r. RESOLUTION ACCEPTING BID OF UNITED LABOR AGENCY OF ESSEX AND WEST HUDSON, INC.  
TO LEASE APPROXIMATELY 1200 SQUARE FEET OF OFFICE SPACE ON THE FOURTH (4TH) FLOOR AT  
CITY-OWNED PREMISES, 605 BROAD STREET, SUITES 400, 401, 402 AND 403, NEWARK, NEW JERSEY,  
FOR \$400.00 PER MONTH FOR A THREE (3) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL  
FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX  
COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY  
OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-s. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$2,500.  
MADE PAYABLE TO HAZEL HESTER, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY KNOWN AS 65  
SUMMER AVENUE, BLOCK 484, LOT 65 (FEDERAL LIEN ON PROPERTY).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-t. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$310.  
MADE PAYABLE TO LETHA B. ROUSE, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED  
AT 61 JONES STREET, BLOCK 239, LOT 16. (PROPERTY LOCATED IN PLANNED REDEVELOPMENT  
AREA-REAL ESTATE COMMISSION REJECTED OFFER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

The City Clerk was directed to invite Assistant Business Administrator Hill,  
Corporation Counsel Perillo, Mayor's Policy and Development Office Acting Executive  
Director Wilbert Allen and Real Property Administrative Aide Wallace White to meet with  
the Municipal Council at their pre-meeting conference July 10, 1979 to discuss appro-  
priate guidelines for this type of activity.

1007  
June 20, 1979

7-R-u.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$100.  
MADE PAYABLE TO CORNELL HINES, 37½ CLARK STREET, NEWARK, REFUND OF DEPOSIT PAID ON  
CITY-OWNED PROPERTY LOCATED AT 261 MT. PLEASANT AVENUE, BLOCK 443, LOT 25. (PROPERTY  
LOCATED IN PLANNED REDEVELOPMENT AREA-REAL ESTATE COMMISSION REJECTED OFFER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-v.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$500.  
MADE PAYABLE TO BOOKER T. REDDICK, T/A BOOKER'S LIQUORS, REFUND OF DEPOSIT PAID ON  
CITY-OWNED PROPERTY LOCATED AT 108 AVON AVENUE, BLOCK 2665, LOT 58. (UNSUCCESSFUL  
BIDDER AT APRIL 20, 1979 AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-w.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$600.  
MADE PAYABLE TO JAMES MIKELL, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT  
1-5 MT. PLEASANT AVENUE, BLOCK 572, LOT 1. (UNSUCCESSFUL BIDDER AT APRIL 20, 1979  
AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-x.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$400.  
MADE PAYABLE TO MABEL BLAIR, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT  
54-56 OSBORNE TERRACE, BLOCK 3026, LOT 31. (UNSUCCESSFUL BIDDER AT APRIL 20, 1979  
AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

June 20, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-y. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$560.  
MADE PAYABLE TO LEONARD SAWYER, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED  
AT 38, 42 AND 44 THOMAS STREET, BLOCK 2822, LOTS 10, 12 AND 14. (PROPERTY LOCATED IN  
PLANNED REDEVELOPMENT AREA-REAL ESTATE COMMISSION REJECTED OFFER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-z. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$100.  
MADE PAYABLE TO LUCILLE FERNANDEZ REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED  
AT 305 BROAD STREET, BLOCK 449, LOT 18. (PROPERTY LOCATED IN PLANNED REDEVELOPMENT  
AREA-REAL ESTATE COMMISSION REJECTED OFFER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-ba. RESOLUTION TO AMEND PARAGRAPHS #5 AND #6 OF RESOLUTION NO. 7-R-x ADOPTED  
MAY 16, 1979 ENTITLED "A RESOLUTION PURSUANT TO N.J.S.A. 40A:12-14(a) TO AUTHORIZE THE  
SOLICITING OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION CITY-OWNED PROPERTY LOCATED AT  
195 BLOOMFIELD AVENUE, BLOCK 536, LOT 1, NEWARK, NEW JERSEY."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bb. RESOLUTION TO AMEND PARAGRAPHS #5 AND #6 OF RESOLUTION NO. 7-R-y ADOPTED MAY  
16, 1979 ENTITLED "RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING  
AT PUBLIC AUCTION CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, 11TH FLOOR (REAR),  
BLOCK 18, LOTS 27 AND 28, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMUM  
RENTAL OF THREE THOUSAND ONE HUNDRED EIGHTY-SEVEN DOLLARS AND FIFTY-SIX CENTS (\$3,187.56)  
PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a)" AND ALSO TO AMEND THE LEASE PERIOD.



June 20, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bc.      RESOLUTION TO AMEND PARAGRAPHS #5 AND #6 OF RESOLUTION NO. 7-R-z ADOPTED MAY 16, 1979 ENTITLED "RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION CITY-OWNED PROPERTY LOCATED AT 23-29 WILSEY STREET, BLOCK 410, LOT 1, NEWARK, NEW JERSEY FOR A TWO (2) YEAR TERM AT A MINIMAL RENTAL AS SET FORTH IN ANNEXED SCHEDULE "A" PURSUANT TO N.J.S.A. 40A:12-14(a)" AND ALSO TO AMEND THE LEASE PERIOD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bd.      RESOLUTION RESCINDING RESOLUTION NO. 7-R-bt ADOPTED ON MAY 16, 1979, ENTITLED "RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTIES DESCRIBED IN ANNEXED EXHIBIT "A" AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-be.      RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF JOINT MEETING OF ESSEX AND UNION COUNTIES TO ACCEPT BID MADE BY TUSCAN DAIRY FARMS, INCORPORATED, 750 UNION AVENUE, UNION, NEW JERSEY, IN AMOUNT OF \$47,500. PLUS COSTS OF ADVERTISING, FOR PROPERTY KNOWN AS 105 MILL ROAD, IRVINGTON, ADHERING TO CONDITIONS SET FORTH IN RESOLUTION 7-R-bm, MARCH 21, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

June 20, 1979

7-R-bf.            RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE A FORMAL WAIVER AS TO  
WORKER'S COMPENSATION LIEN IN FAVOR OF PLAINTIFF, ROBERT MOORE, UPON RECEIPT OF ALL  
DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR PERSONAL  
INJURIES SUSTAINED BY ROBERT MOORE IN AUTOMOBILE ACCIDENT ON AUGUST 13, 1975 BETWEEN  
CITY VEHICLE DRIVEN BY JOHN COPELAND AND VEHICLE DRIVEN BY CORNEL ROBINSON.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bg.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF  
\$8,961.38 PAYABLE TO MICHAEL VENTOLA AND SAM VENTOLA, ANNA CASALESE AND CATHERINE  
VENTOLA, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLE-  
MENT OF CLAIM FOR DAMAGE TO PROPERTY 17 GARSIDE STREET (V & E MEATS) WHEN NEWARK  
DEMOLITION TEAM WAS IN PROCESS OF DEMOLISHING 19-21 GARSIDE STREET, ON MAY 1, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bh.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$3,120.  
TO THE ORDER OF NEWARK DEPARTMENT OF HEALTH AND WELFARE AND CHECK IN AMOUNT OF \$8,880.  
TO THE ORDER OF WILLIAM SUGGS AND ZARIN & MARAN, ESQS., ATTORNEYS, GATEWAY 1, NEWARK,  
UPON RECEIPT OF A GENERAL RELEASE AND STIPULATION OF DISMISSAL, IN SETTLEMENT OF CLAIM  
FOR ALLEGED INJURIES SUSTAINED BY WILLIAM SUGGS WHEN HE STEPPED INTO A HOLE CUT  
AROUND A WATER BOX IN CROSSWALK OF SOUTH 11TH STREET AT INTERSECTION OF 16TH AVENUE,  
ON MARCH 1, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

June 20, 1979

7-R-b1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN AMOUNT OF \$250. TO RICHARD CUPO, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR DAMAGE TO HIS MOTOR VEHICLE PARKED AT CURB OF CORNER OF GROVE TERRACE AND CAROLINA AVENUE, NEWARK WHICH WAS STRUCK BY CITY-OWNED TRUCK ON OR ABOUT JANUARY 25, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM OF \$850. MADE PAYABLE TO THE NEW JERSEY HISTORICAL SOCIETY AND ITS ATTORNEY, McCARTER & ENGLISH, ESQUIRES, 550 BROAD STREET, NEWARK, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR ALLEGED DAMAGE TO CHAIN LINK FENCE ON ADJACENT PROPERTY 230 BROADWAY WHICH OCCURRED WHEN NEWARK DEMOLITION TEAM WAS DEMOLISHING PROPERTY 19 TAYLOR STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH NORTH WARD EDUCATION AND CULTURAL CENTER, INC., RESOLUTION 7-R-bs, MARCH 21, 1979, TO PROVIDE A SECRETARIAL SKILLS TRAINING PROGRAM, FROM MARCH 26, 1979 TO NOVEMBER 27, 1979, BY DELETING NUMBER OF PARTICIPANTS FROM (20) AND INSERTING NUMBER OF PARTICIPANTS (40). (NO ADDITIONAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

June 20, 1979

7-R-b1.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO CANCEL TAXES FOR YEARS 1977 AND 1978, INCLUDING INTEREST, PENALTIES AND COSTS, IN AGGREGATE AMOUNT OF \$1,283.20, AS SHOWN ON OFFICIAL TAX LEDGER OF NEWARK FINANCE DEPARTMENT, AGAINST PREMISES KNOWN AS 638-642 NORTH 7TH STREET, BLOCK 660, LOT 19, OWNED BY NORTH WARD CITIZENS FIRST AID SQUAD, A NONPROFIT, VOLUNTEERS FIRST AID SQUAD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-b1-1.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO PREPARE, EXECUTE AND FILE ANY DOCUMENTS REQUIRED TO EFFECTUATE EXTENSION FOR AN ADDITIONAL TWO YEARS THE TIME IN WHICH PROPERTY 638-642 NORTH 7TH STREET, BLOCK 660, LOT 19, MUST BE FULLY IMPROVED AND CONSTRUCTION COMPLETED; PROPERTY CONVEYED TO NORTH WARD CITIZENS FIRST AID SQUAD ON JUNE 25, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AMENDING RESOLUTION 7-R-b1, APRIL 18, 1979, CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, TO CONTRIBUTE TO SAID NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, 25% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT NINE NEWARK CENTERS, FOR PERIOD JUNE 1, 1979 TO MAY 31, 1980, BY CHANGING AMOUNT OF NET DONATION IN PARAGRAPH 1, FROM \$326,471.25 TO \$326,531.25.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE FELISE, MURPHY & COMPANY CONTRACT, UDAG GRANT NO. B-79-AA-34-0130.

(Copy of resolution and correspondence submitted to each Member of the Council.)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR R.A.R. DEVELOPMENT CO., INC. CONTRACT, UDAG GRANT NO. B-79-AA-34-0129.

(Copy of resolution and correspondence submitted to each Member of the Council.)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH A & A CLEANING CONTRACTORS, INC., 344 SOUTH JEFFERSON STREET, ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE JANITORIAL SERVICES FOR POLICE PRECINCTS AND VARIOUS AGENCIES, AT COST NOT TO EXCEED \$147,000., IN ACCORDANCE WITH CONTRACT SPECIFICATIONS AND DOCUMENTS; CONTRACT SHALL BECOME EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT. (FUNDS REQUESTED IN 1979 BUDGET OF DIVISION OF PUBLIC PROPERTY; CONTRACT CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF THOSE FUNDS IN 1979 ADOPTED BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council.)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

June 20, 1979

7-R-bq.RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND AARON FINKELSTEIN,

M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD APRIL 1, 1979 TO JUNE 20, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH AARON FINKELSTEIN, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM JUNE 21, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$10,748.40. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-br.RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE EYE INSTITUTE FOR

DELIVERY OF OPHTHALMOLOGICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD APRIL 1, 1979 TO JUNE 20, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE EYE INSTITUTE FOR DELIVERY OF OPHTHALMOLOGICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD JUNE 21, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$6,449.04. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bs.RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION

FOR CONTINUED FUNDING TO ACTION FOR THE RETIRED SENIOR VOLUNTEER PROGRAM, FOR PERIOD SEPTEMBER 30, 1979 TO SEPTEMBER 29, 1980. (ACTION-\$76,277., CITY OF NEWARK-IN-KIND MATCH (PERSONNEL, SPACE, CONSUMABLE SUPPLIES)-\$45,753.12, TOTAL-\$122,030.12) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

1323  
June 20, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bt.      RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH  
THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR IMPLEMENTATION OF  
"SUPPORTED WORK/NEWARK RECYCLING, INC. PROJECT" (RESOLUTION 7-R-c, APRIL 4, 1979).  
(SLEPA-\$120,000., STATE BUY-IN-\$6-666., LOCAL CASH-\$6,666. (LOCAL CASH MATCH OF 5% TO  
BE PROVIDED BY IMPLEMENTING AGENCY), TOTAL-\$133,332.) (NO EXPENDITURE OF ANY MUNICIPAL  
FUNDS, BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone,  
seconded by Councilman Johnson and declared adopted by President Harris by the following  
votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bu.      RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO CANCEL ON BOOKS OF ACCOUNT FOR  
CITY OF NEWARK, BLOCK WATCHERS RECEIVABLE-\$85.94, RESERVE FOR BLOCK WATCHERS-\$85.94,  
CONTRACT NO. 74-DF-02-0101, REDUCING BLOCK WATCHERS GRANT TO \$23,399.06.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-bv.      RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND  
TRAINING TO RATIFY CONTRACT WITH ESSEX COLLEGE OF BUSINESS FOR PERIOD APRIL 23, 1979  
TO JUNE 20, 1979 AND FURTHER ENTER INTO CONTRACT FROM JUNE 21, 1979 TO JANUARY 14, 1980,  
ONLY BID RECEIVED, FOR AMOUNT NOT TO EXCEED \$34,500., TO PROVIDE AN EXECUTIVE  
SECRETARIAL PROGRAM; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF  
1973, AS AMENDED 34-9106-10 (STIP TITLE III, ROUND II).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani.

Not Voting: Councilman Tucker, President Harris.

June 20, 1979

7-R-bw.        RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FIFTEEN DOLLARS (\$15.00)TO MR. DONALD M. STANZIONE FOR GARAGE LICENSE NOT ISSUED. (17-19 PIERCE STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bx.        RESOLUTION ACCEPTING A BID \$2,880. PER YEAR PLUS TAXES FROM ROBERTA L. RUCKER

FOR LEASE OF A ONE FAMILY HOUSE AT 48 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, LOCATED ON BLOCK 584, LOT 1, ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD; AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT ALL PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-by.        RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE NEW JERSEY STATE

EMPLOYMENT AND TRAINING SERVICE, FOR PERIOD APRIL 16, 1979 THROUGH JUNE 20, 1979, AND AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT FOR PERIOD JUNE 21, 1979 TO JULY 20, 1979; AMOUNT NOT TO EXCEED \$18,000. FOR TRAINING 30 PARTICIPANTS. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973; AS AMENDED 34-9-106-10, TITLE II SUB-PART B) (CONTRACT AWARDED PURSUANT TO PROVISIONS OF 40A:11-5 (2) OF NEW JERSEY STATE LOCAL PUBLIC CONTRACT LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bz.        RESOLUTION AMENDING RESOLUTION 7-R-bg, MAY 17, 1978, PARAGRAPH 3 TO READ "THE

DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE BE AND HE IS AUTHORIZED TO ACCEPT FROM THE NEW JERSEY STATE DEPARTMENT OF EDUCATION A GRANT IN THE SUM OF \$1,448,175. IN ORDER TO IMPLEMENT 1978 NEWARK SUMMER FOOD PROGRAM FOR CHILDREN, AND TO ENTER INTO AND EXECUTE A GRANT-IN-AID CONTRACT TO EFFECT SAID ACCEPTANCE." (NO MATCH REQUIRED BY CITY OF NEWARK FOR THESE FUNDS)



June 20, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, WHEREBY THE COLLEGE SHALL ASSUME FULL RESPONSIBILITY FOR PROVISION OF EMERGENCY MEDICAL TRANSPORTATION SERVICES TO ALL CITIZENS OF CITY OF NEWARK; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK TO COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY UNDER AFORESAID CONTRACT SHALL BE A ONE-TIME PAYMENT OF \$438,000. (AUTHORIZATION TO ENTER INTO AFORESAID CONTRACT CONDITIONED UPON AWARD AND ACCEPTANCE BY CITY OF A GRANT FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, OF H.C.D.A. FUNDS FOR YEAR V, WHICH GRANT CONTAINS ALLOCATION FOR FUNDS TO SUPPORT THIS CONTRACT; FURTHER CONDITIONED ON RECEIPT BY CITY CLERK OF REQUIRED CERTIFICATION FROM MUNICIPAL COMPTROLLER, IN COMPLIANCE WITH N.J.S.A. 40A:4-57) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite the Business Administrator, Health and Welfare Director Morgan, Corporation Counsel Perillo and New Jersey College of Medicine and Dentistry President Stanley S. Bergen, Jr. to meet with the Municipal Council at their pre-meeting conference July 10, 1979 to discuss this matter in detail, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION AMENDING TERMS OF NEWARK AFFIRMATIVE ACTION PROGRAM, UNDER AUTHORITY OF ARTICLE II "HUMAN RIGHTS COMMISSION" (R.O. 2:2-37), (RESOLUTION 7-R-b, OCTOBER 4, 1978), TO INCLUDE DEFINITION OF APPRENTICE; REDEFINE RECRUITMENT TRAINING PROGRAM AND AMEND SECTIONS 12 AND 13 OF AFFIRMATIVE ACTION PROGRAM TO COMPLY WITH ALL PROVISIONS IN ORDINANCE 6-Ph, S & F-m, NOVEMBER 1, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution and directing the City Clerk to request Corporation Counsel Perillo to submit an appropriate ordinance which will incorporate all phases of the Newark Affirmative Action Program and eliminate any confusion caused by the existing legislation covering this subject matter, was made by Councilman Tucker,

June 20, 1979

seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cc.            RESOLUTION APPOINTING LOUIS J. STANZIONE CONSTABLE FOR A TERM ENDING  
DECEMBER 31, 1979 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cd.            RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS IN  
CONNECTION WITH CONSTRUCTION OF NEWARK HEALTH SERVICES CENTER, CONTRACT NO. 78-35R,  
WITH CERAMI CONSTRUCTION COMPANY, 15 RAYMOND STREET, BELLEVILLE, NEW JERSEY, INCLUDING  
DEDUCT AMOUNT OF \$99,500., FOR TOTAL OF \$1,815,194.; FECHTNER PLUMBING AND HEATING  
COMPANY, INC., 681 CHESTNUT STREET, UNION, NEW JERSEY, INCLUDING DEDUCT \$10,572.,  
FOR TOTAL OF \$219,140. AND TORE ELECTRIC, 610 - 15TH AVENUE, NEWARK, INCLUDING DEDUCT  
AMOUNT OF \$40,500., FOR TOTAL OF \$344,500.; AUTHORIZING DIRECTOR OF ENGINEERING TO  
EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO  
EXCEED AN ADDITIONAL \$2,500. FOR EACH CONTRACT. (FUNDS PROVIDED BY U. S. DEPARTMENT  
OF COMMERCE ECONOMIC DEVELOPMENT AGENCY LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND  
INVESTMENT PROGRAM OF 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-ce.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE COR-  
RECTIONS IN 1979 CITY OF NEWARK BUDGET, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF  
HEALTH, SALARIES AND WAGES, HEALTH OFFICER TO HEALTH OFFICER/PHYSICIAN, TO PROVIDE FUNDS  
FOR NEW TITLE AND SALARY RANGE FOR MICHAEL FRATANTUNO, HEALTH OFFICER, AS PER ORDINANCE  
6-S & F-h, MAY 2, 1979, EFFECTIVE JULY 2, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded

by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cf. RESOLUTION APPOINTING COUNCILMAN RALPH T. GRANT, JR. A MEMBER OF THE SECOND RIVER JOINT MEETING MAINTENANCE BEGINNING JULY 1, 1979 AND ENDING JUNE 30, 1980.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cg. RESOLUTION APPOINTING COUNCILMAN MICHAEL P. BOTTONE A MEMBER OF THE JOINT MEETING MAINTENANCE BEGINNING JULY 1, 1979 AND ENDING JUNE 30, 1980.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-ch. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AMENDATORY AGREEMENT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK, INC., 430 CHANCELLOR AVENUE, NEWARK, FOR PURPOSE OF CONTINUING THE NEIGHBORHOOD HOUSING SERVICES PROGRAM, FOR PERIOD JULY 1, 1979 TO JUNE 30, 1980. (SOURCE OF FUNDS - UNEXPENDED FUNDS FROM ORIGINAL \$200,000. BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT) (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-ci. RESOLUTION RATIFYING CONTRACT WITH HOUSING DEVELOPMENT AND REHABILITATION CORPORATION FOR PERIOD SEPTEMBER 20, 1978 TO JUNE 20, 1979; AND AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO A CONTRACT WITH THE HOUSING DEVELOPMENT AND REHABILITATION CORPORATION TO CONTINUE THE NEIGHBORHOOD IMPROVEMENT PROGRAM, FOR PERIOD JUNE 21, 1979 TO MAY 31, 1980; HOUSING DEVELOPMENT AND REHABILITATION CORPORATION SHALL BE APPROPRIATED \$1,000,000. TO CARRY OUT SERVICES. (NO ADDITIONAL CITY FUNDS REQUIRED) (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1) (a))

June 20, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cj.            RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH CONSULTANT DAVID ROBISON, 340 RIVERSIDE DRIVE, NEW YORK, NEW YORK, ONLY BIDDER, FOR PERFORMANCE OF A TRANSITION EMPLOYMENT PROGRAM, FOR PERIOD JUNE 21, 1979 TO SEPTEMBER 30, 1979, FOR AMOUNT NOT TO EXCEED \$24,499. (SOURCE OF FUNDS - 1978 COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-ck.            RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MOUNT CARMEL GUILD, INC. TO PROVIDE WORK EXPERIENCE FOR 350 PARTICIPANTS, FOR PERIOD JULY 1, 1979 TO SEPTEMBER 30, 1979; AMOUNT NOT TO EXCEED \$281,100. (SOURCE OF FUNDS - 1978 COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS, TITLE IV-C)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cl.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM (GRANT NO. 02-H-000, 232-08-01), \$187,500.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cn.                    RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY CONSTITUTING THAT PORTION OF THE MORRIS CANAL BED ABUTTING THE REAR OF LOT 1 IN BLOCK 2407, NEWARK, NEW JERSEY AND FURTHER DESCRIBED IN ANNEXED SCHEDULE "A" AND AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cn.                    RESOLUTION ACCEPTING BID OF ALLCAST INDUSTRIES, INC. FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS THAT PORTION OF THE MORRIS CANAL BED ABUTTING THE REAR OF LOTS 7, 12, 13 AND 14, IN BLOCK 2461, NEWARK, NEW JERSEY, FOR \$4,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-co.                    RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH THE NEWARK ECONOMIC DEVELOPMENT CORPORATION, FOR PROVISION OF SERVICES OUTLINED IN SCOPE OF SERVICES OF SAID AGREEMENT ATTACHED HERETO, FOR PERIOD JULY 1, 1979 TO JUNE 30, 1980; NEWARK ECONOMIC DEVELOPMENT CORPORATION SHALL BE APPROPRIATED \$172,000. TO CARRY OUT SERVICES. (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cp.                    RESOLUTION AMENDING RESOLUTION 7-R-d, MARCH 21, 1979, CONTRACT WITH EDWARD SZELEWA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD FEBRUARY 26, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT OF CONTRACT SHALL REMAIN \$2,976.48; WHEREBY SAID PHYSICIAN AGREES TO HOLD HARMLESS AND INDEMNIFY CITY FOR ANY AND ALL CLAIMS INSTITUTED AGAINST HIM AND CITY FOR STATED PERIOD.

June 20, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cq.      RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE AGREEMENTS WITH, AND TO ACCEPT FUNDS IN AMOUNT OF \$800,000. FROM THE COMMISSIONER OF STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES LOCAL ASSISTANCE PROGRAM AUTHORIZED BY NEW JERSEY GREEN ACRES AND RECREATION OPPORTUNITIES ACT OF 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cr.      RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE AGREEMENTS WITH, AND TO ACCEPT FUNDS IN AMOUNT OF \$640,000. FROM THE BUREAU OF OUTDOOR RECREATION THROUGH THE COMMISSIONER OF THE STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION AS AUTHORIZED BY FEDERAL LAND AND WATER CONSERVATION FUND OF 1965.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cs.      RESOLUTION RATIFYING CONTRACT WITH RUTGERS SMALL BUSINESS DEVELOPMENT CENTER FOR PERIOD JUNE 1, 1979 TO JUNE 20, 1979 AND AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AGREEMENT WITH RUTGERS SMALL BUSINESS DEVELOPMENT CENTER FOR PERIOD JUNE 21, 1979 TO MAY 31, 1980, TO PROVIDE MANAGEMENT ASSISTANCE AND TRAINING PROGRAM FOR COMMERCIAL STRIP REVITALIZATION CONSISTENT WITH AREA-WIDE COMMUNITY DEVELOPMENT PLANS; PAYMENT IN AMOUNT OF \$30,000. BUDGETED IN COMMUNITY DEVELOPMENT GRANT ALLOCATION PURSUANT TO HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301, P. L. 93-383) FY 1979-1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

132

June 20, 1979

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-ct.

RESOLUTION RATIFYING CONTRACT WITH RUTGERS SMALL BUSINESS DEVELOPMENT CENTER FOR PERIOD JUNE 1, 1979 TO JUNE 20, 1979 AND AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH RUTGERS SMALL BUSINESS DEVELOPMENT CENTER, FOR PERIOD JUNE 21, 1979 TO MAY 31, 1980, FOR MANAGEMENT AND TECHNICAL ASSISTANCE TO SELECTED BUSINESS COMMUNITIES IN NEWARK; PAYMENT IN AMOUNT OF \$40,000. BUDGETED FROM ECONOMIC GROWTH AND DEVELOPMENT CORP TECHNICAL ASSISTANCE ALLOCATION PURSUANT TO TITLE III, SECTION 301(a), OF THE PUBLIC WORKS AND ECONOMIC DEVELOPMENT ACT OF 1965, FY 1979-1980. (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cu.

RESOLUTION COMMENDING MILTON A. BUCK FOR OUTSTANDING LEADERSHIP AS AN OFFICIAL OF THE CITY OF NEWARK AND CONGRATULATING HIM UPON HIS APPOINTMENT AS EXECUTIVE DIRECTOR OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cv.

RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO FILE AN APPLICATION FOR AN ECONOMIC PLANNING GRANT IN AMOUNT OF \$75,000. UNDER SECTION 302(a) OF PUBLIC WORKS AND ECONOMIC DEVELOPMENT ACT OF 1965 (P. L. 89-136, 1979 STAT. 552), AS AMENDED, WITH THE U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (CITY OF NEWARK SHALL PROVIDE MATCHING SHARE IN IN-KIND (PERSONNEL) SERVICES EQUIVALENT TO \$25,457.)

(Copy of resolution and correspondence submitted to each Member of the Council)

June 20, 1979

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cw.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT WITH AERODYNE ENGINEERING INC., 845 U. S. HIGHWAY 46, CLIFTON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR HVAC WORK FOR NEWARK HEALTH SERVICES CENTER, CONTRACT 78-35R (RESOLUTION 7-R-ca, JUNE 6, 1979) IN AMOUNT NOT TO EXCEED \$595,459. INCLUDING DEDUCT ALTERNATE NUMBER THREE IN AMOUNT OF \$2,500. (FUNDS PROVIDED FOR BY U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT AGENCY LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977; (F.P.N.J. 01-51-22110) FUND 55, DEPARTMENT 96, AGENCY 52, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Buck and Engineering Director Zach to meet with them at their special conference June 26, 1979 to discuss this matter was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-R-cx.

RESOLUTION RATIFYING CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, 60 DOWNING STREET, NEWARK, FOR PERIOD FEBRUARY 20, 1979 THROUGH JUNE 20, 1979 AND AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES TO PROVIDE A WORD PROCESSING PROGRAM, FOR PERIOD JUNE 21, 1979 THROUGH SEPTEMBER 30, 1979, FOR 35 PARTICIPANTS; SUM NOT TO EXCEED \$56,400. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani.

No: Councilmen Grant, Johnson, Tucker, President Harris.



7-R-cy.

RESOLUTION APPROVING APPLICATION AND PLAN OF BALLANTYNE HOUSE ASSOCIATES, T/A BALLANTYNE HOUSE, A PARTNERSHIP, TO CONSTRUCT OR COMPLETE A HOUSING PROJECT, PURSUANT TO PROVISIONS OF NEW JERSEY HOUSING FINANCE AGENCY LAW OF 1967, AS AMENDED AND SUPPLEMENTED, ON SITE MORE PARTICULARLY DESCRIBED AS 585-599 MT. PROSPECT AVENUE, BLOCK 717, LOTS 18 AND 23 ON 1979 OFFICIAL TAX MAP OF CITY OF NEWARK; SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18 FOR PERIOD OF LESSER OF FIFTY YEARS FROM COMPLETION OF PROJECT OR TERM OF FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY N.J.H.F.A., TO FINANCE CONSTRUCTION OR COMPLETION OF PROJECT AND IN ACCORDANCE WITH PROVISIONS OF ATTACHED FINANCIAL (TAX ABATEMENT) AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino stated he would like to apologize because this item came up late, but, in all deference to the people here, it was on the Mayor's desk since last Monday and because the Mayor was out of town, no one had sent it up. It is not really the fault of the people and he certainly does not want to get into the situation of bringing something up this late, but it is a necessity.

President Harris stated, for the record, it has been his practice not to accept any tax abatement applications or contracts of any nature as late starters because he would like them to appear on the calendar for everyone to scrutinize. In view of the facts brought forth by Councilman Carrino that if this project were held up for an extended period, it would serve a hardship, and for that reason, he is suggesting that the Council consider it.

Councilman Tucker questioned what is the basis of the tax abatement.

Councilman Carrino replied it is a standard senior citizens tax abatement. The taxes will be in excess of \$67,000. per year for the building.

Councilman Tucker asked if this item is a Limited Dividend, nonprofit tax exempt and what is the length of the abatement.

The City Clerk read, "Said project shall be exempt from taxation in accordance with the provisions of N.J.S.A. 55:14J-30 and N.J.S.A. 55:16-18 for a period of the lesser of fifty (50) years from the completion of the project or the term of the first mortgage to be placed upon the property by N.J.H.F.A., to finance the construction or completion of the project and in accordance with the provisions of the financial (tax abatement) agreement, hereto annexed."

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

June 20, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

Not Voting: Councilman Grant.

MOTIONS.

7-M-a.      A MOTION RECOGNIZING THAT TAXICAB DRIVERS, AS WELL AS OTHER COMMERCIAL VEHICLE OPERATORS ARE FACING GROWING PROBLEMS RESULTING FROM THE CURRENT GASOLINE SHORTAGE; FURTHER, IN VIEW OF THIS SITUATION, THE NEWARK MUNICIPAL COUNCIL STRONGLY URGES GOVERNOR BYRNE AND/OR THE STATE ENERGY COMMISSIONERS TO EXEMPT TAXICABS AND OTHER COMMERCIAL VEHICLES FROM THE ODD-EVEN RATIONING SYSTEM IN EFFECT IN THE STATE OF NEW JERSEY, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-b.      A MOTION STRONGLY URGING WILBERT ALLEN, ACTING EXECUTIVE DIRECTOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE TO LOCATE, IDENTIFY AND EARMARK FUNDS TO IMMEDIATELY RENOVATE THE CITY-OWNED A & P BUILDING AT THE CORNER OF SCHEERER AVENUE AND BERGEN STREET FOR SENIOR CITIZENS USE; FURTHER, REQUESTING THAT THE MUNICIPAL COUNCIL BE PROVIDED WITH THE AFORESAID DATA AND A TIMETABLE FOR THE IMPLEMENTATION OF THIS RECOMMENDATION, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-c.      A MOTION RECOGNIZING AND COMMENDING HARRY WHEELER, DIRECTOR, MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING, FOR HIS PAST HELP AND ASSISTANCE TO MRS. NELLIE GRIER AND THE EMANUEL SENIOR CITIZENS DAY CARE CENTER; FURTHER, REQUESTING MR. WHEELER TO RECEIVE, REVIEW AND EXPLORE THE PROPOSED FUNDING FOR SENIOR CITIZENS AS PRESENTED BY MRS. GRIER, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-d.      A MOTION DIRECTING THE CITY CLERK TO REQUEST ENGINEERING DIRECTOR ZACH TO PROVIDE COUNCIL WITH THE NAME, ADDRESS AND TELEPHONE NUMBER OF ALL CONTRACTORS SCHEDULED TO BUILD THE SOUTH WARD BOYS' CLUB UNIT PLAYGROUND; FURTHER, REQUESTING THAT COUNCIL BE PROVIDED WITH THE DATE CONSTRUCTION WILL COMMENCE, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-e.      A MOTION DIRECTING THE CITY CLERK TO REQUEST ENGINEERING DIRECTOR ZACH AND/OR DIRECTOR OF GENERAL SERVICES TOMA TO IMMEDIATELY ESTABLISH A WORK SCHEDULE FOR THE CLEANING AND CUTTING OF ALL OF THE GRASS DIVIDERS IN THE SOUTH WARD WHICH POSE AN EYE SORE AND HEALTH HAZARD; FURTHER RECOGNIZING THAT THESE AREAS HAVE NOT BEEN SERVICED OR MAINTAINED SINCE THE SUMMER OF 1978, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-f.      A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT BOARD OF EDUCATION PRESIDENT SHARIF AND EXECUTIVE SUPERINTENDENT OF SCHOOLS KITRELS ADVISE THE MUNICIPAL COUNCIL OF THE P.T.A.'S REQUEST AND THE BOARD OF EDUCATION'S LONGSTANDING PROMISE FOR THE CONSTRUCTION OF BERGEN STREET PLAYGROUND ON ADJACENT LAND WHICH HAS BEEN EARMARKED FOR THE BOARD OF EDUCATION, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-g.      A MOTION DIRECTING THE CITY CLERK TO REQUEST HEALTH AND WELFARE DIRECTOR MORGAN TO IMMEDIATELY ADVISE THE MUNICIPAL COUNCIL OF HIS ACTIONS RELATIVE TO THE RAW SEWERAGE, DEAD DOGS AND OTHER EXISTING HOUSING CODE VIOLATIONS AT 2 KEER AVENUE AS MADE KNOWN BY THE TENANTS ASSOCIATION AND AN ESSEX COUNTY JUDGE WHO MADE A PERSONAL INSPECTION OF THE AFORESAID PREMISES; FURTHER, REQUESTING A SIMILAR REPORT TO COUNCIL CONCERNING ANY ACTIONS TAKEN THUS FAR RELATIVE TO HOUSING CODE VIOLATIONS AT 19 LYONS AVENUE, was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

June 20, 1979

7-M-h.      A MOTION DIRECTING THE CITY CLERK TO IMMEDIATELY CONTACT COMMISSIONER OF HEALTH FINLEY AND NEWARK HEALTH OFFICER FRATANTUNO TO REQUEST AN INVESTIGATION OF AN APPARENT OUTBREAK OF A HEALTH HAZARD CALLED "SCABIES" IN THE VAILSBURG SECTION OF THE CITY OF NEWARK; FURTHER, REQUESTING THAT COUNCIL BE ADVISED OF THE STEPS TAKEN TO HALT THE PROGRESS OF THIS HEALTH HAZARD, was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-i.      A MOTION DIRECTING THE CITY CLERK TO REQUEST THE NEWARK HUMAN RIGHTS COMMISSION TO COMMUNICATE WITH THE COMMUNITY ADVISORY BOARD OF THE IRONBOUND RECREATION CENTER TO INVESTIGATE CERTAIN RACIAL ALLEGATIONS REGARDING THE GOSPEL MUSIC CONCERT SCHEDULED TO BE HELD AT THE IRONBOUND RECREATION CENTER ON JULY 1, 1979; FURTHER, REQUESTING THAT THE NEWARK HUMAN RIGHTS COMMISSION SUBMIT A REPORT TO THE MUNICIPAL COUNCIL CONCERNING THIS MATTER, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-j.      A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT ENGINEERING DIRECTOR ZACH AND GENERAL SERVICES DIRECTOR TOMA SUBMIT A REPORT TO THE COUNCIL TO INCLUDE AN OUTLINE OF THEIR SPECIFIC RESPONSIBILITIES AS DEPARTMENT DIRECTORS AND A LIST OF THE MANAGEMENT PERSONNEL WHO ARE RESPONSIBLE FOR THE DEPARTMENTAL FUNCTIONS, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Councilman Grant noted in the Ironbound Recreation Center lease there is a stipulation of a bond requirement. He recommended the Council adopt a motion to waive the bond requirement to permit J & Z Enterprises, Inc. to use the Ironbound Recreation Center on July 1, 1979.

Councilman Tucker felt to waive the bond requirement would establish a precedent. He asked what protection the City would have if they waive this requirement.

Councilman Grant replied the insurance coverage takes care of that protection. The bond protects the City against property damage.

Councilman James stated Corporation Counsel Perillo indicated this is an

option the City could follow. In contracts executed by the City, the bond has not been a requirement. They are talking about an outdoor facility, the stadium itself. Councilman James suggested the Council defer action on this motion to discuss this matter with the Corporation Counsel on Tuesday, June 26, 1979.

President Harris said the question of considering a waiver of the bond requirement for J & Z Enterprises, Inc. will be the subject of a special meeting to be held Tuesday, June 26, 1979.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 11, 1979, ENCLOSING PROPOSED "ORDINANCE TO AUTHORIZE THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK AND THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR BLOCK #101, LOTS #1, 5, 14 AND 74, LOCATED IN THE CITY OF NEWARK, FROM THE EXECUTION OF SAID LEASE AGREEMENT TO THE DATE OF TITLE CLOSING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 11, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE TWO, CHAPTER 9A, SECTION 12, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, TO ADD A FEE SCHEDULE FOR REPORTS ISSUED BY THE DEPARTMENT OF TRAFFIC AND SIGNALS."

(\$4.00 up to three pages and \$1.00 for each additional page, to a maximum of \$10.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

June 20, 1979

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 11, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 16, 1979 AND AMENDMENTS THERETO. (TO CREATE THE TITLE PRINCIPAL ARCHITECTURAL DRAFTSMAN)"

(Principal Architectural  
Draftsman \$10,547. - \$12,819.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 11, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, TAXICABS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 AS AMENDED AND SUPPLEMENTED (R.O. 24:1-1 ET SEQ.). (TO ADJUST TAXICAB RATES AND ADD NEW DEFINITIONS OF CERTAIN NAMED NEW JERSEY MUNICIPALITIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 11, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-f) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR SUPERINTENDENT OF SEWER, DIVISION OF WATER/SEWER UTILITY, PRINCIPAL CONTRACTS ADMINISTRATOR, AND CHIEF CHEMIST, WATER)"

(Superintendent of Sewer,  
Division of Water/Sewer Utility \$16,369. - \$19,887.)

Principal Contracts Administrator 15,582. - 18,940.

Chief Chemist, Water 11,074. - 13,460.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by President Harris,

seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 12, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF AVON AVENUE AND SOUTH 16TH STREET."

(Intersection - Avon Avenue and South 16th Street

Right Turn Prohibition - All Right turns, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 12, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HENNESEY STREET AS A ONE-WAY STREET."

(Hennesey Street, Southbound, from Elm Road to Chestnut Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 12, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HANOVER STREET AND DENBIGH STREET AS ONE-WAY STREETS."

June 20, 1979

(Hanover Street, Northbound, from Malvern Street to Chestnut Street

Denbigh Street, Southbound, from Chestnut Street to Malvern Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani

President Harris.

8-1.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 12, 1979, NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, MR. ELTON E. HILL, 351 SEYMOUR AVENUE, NEWARK, NEW JERSEY, AS THE BUSINESS ADMINISTRATOR OF THE CITY OF NEWARK, EFFECTIVE JULY 1, 1979.

(Copy of communication submitted to each Member of the Council)

(Mr. Hill met with the Council June 19, 1979)

A motion to confirm the nomination of Mr. Elton E. Hill as the Business Administrator of the City of Newark, effective July 1, 1979, was made by Councilman James, seconded by Councilman Johnson.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

President Harris: The nomination is confirmed.

Councilman James stated in lieu of the nomination of Mr. Elton E. Hill as Business Administrator, and he appeared before the Municipal Council at their pre-meeting conference, it was expressed that they recognize Mr. Hill as a longtime community activist and that he served the Business Administrator for some nine years, thereby being an experienced administrator. It was also pointed out by Members of the Council that they were very much impressed that Mr. Hill had continued his education by obtaining various professional degrees. In questioning Mr. Hill for the position, he indicated that this was viewed as a full-time position. This was stated because historically the Council recognizes the fact that Mr. Hill has been very active as President of the Kenneth A. Gibson Civic Association and historically Mr. Hill has been very active as one of the political activists in the various campaigns.

Councilman James said there is only one question left unanswered, which he would like to put on the record. There has been a rumor that Mr. Thomas A. Banker, who is scheduled to be moved to the Assistant Business Administrator, plans to continue to



June 20, 1979

run the Budget Office while serving as Assistant Business Administrator. In fact, it was stated more expressly that he has handpicked his successor, denying the opportunity for a minority person to move up, and that he would be serving as the Budget Director. Mr. Hill indicated to this Council that as the Business Administrator he would be making a search for a qualified candidate to serve as the Budget Director. Councilman James added he hopes that this promise is fulfilled in the best interest of the City of Newark.

8-j. The City Clerk presented PROPOSED "ORDINANCE TO FURTHER AMEND 'AN ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)' ORDINANCE 6-S & F-g ADOPTED APRIL 18, 1979, TO EXCLUDE THEREFROM OWNER-OPERATORS OF TAXIS AS DEFINED HEREIN."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani.

Not Voting: Councilman Johnson, President Harris.

8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 20, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, FIFTH ACTION YEAR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-5(2))"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

PETITIONS.

None.

June 20, 1979

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND C.U.R.A. (COMMUNICAD UNIDA PARA LA REHABILITACION DE ADICTOS), TENANT, FOR THE PERIOD FROM MAY 2, 1979 TO MAY 1, 1980, FOR PREMISES COMMONLY KNOWN AS 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, AT A RENTAL FEE OF \$3,000.00 FOR THE ENTIRE TERM OF ONE (1) YEAR, PURSUANT TO N.J.S.A. 40A:12-14(c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council June 19, 1979)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 11, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Harris and failed of adoption by the following votes:

Yes: Councilmen Bottone, Carrino, Villani, President Harris.

No: Councilman James.

Not Voting: Councilmen Grant, Johnson, Tucker.

Councilwoman Villani stated she received communication from Rent Control Board Administrator Geraldine Smith stating under Section 10, Line 36, the Rent Control Board shall recommend to the City adoption of such ordinances and bylaws as may be necessary to carry out the purpose of this act. The annual 5% cost of living increase as per Rent Control Ordinance, adopted in 1973, has been eaten up by the increased cost of heating. It is the responsibility of the Governing Body to vote on policies that will stop residential housing from deteriorating at such a devastating pace. Meetings with tenants, landlords and Council Members have been going on for the past several years. From daily feedback from property owners and increased utility costs, statistics indicate that by winter 1980 Newark will be in a crucial state and until a fair rate of return has been

June 20, 1979

enacted residential property owners must have immediate relief.

Councilwoman Villani, Chairwoman of the Rent Control Subcommittee, reported "After discussions between landlords and tenants for the past 2½ years, both sides have reached an impasse on the issue of a 'heat pass through' bill. In light of this impossible situation and the continuing increase in the cost of home heating oil, Rent Control Board Administrator Geraldine Smith drafted a 'pass through' ordinance for the review of the Municipal Council.

During the course of these discussions landlord representatives repeatedly stressed that if they do not receive some immediate financial relief, the rate of abandonment will increase drastically. Tenants repeatedly stressed the increased hardship on those on fixed incomes. At the same time the 'pass through' ordinance was drafted an ordinance was also submitted to reduce rent based on a reduction in services. It was the intent of the Subcommittee that the two ordinances appear simultaneously on the Municipal Council Calendar.

In conclusion, based on the testimony of both landlords and tenants, the following conclusions have been reached:

1. That some kind of 'heat pass through' and 'reduction in rent' ordinances be passed.
2. Each day that there is a delay in the enactment of a 'heat pass through' ordinance, the cost of fuel oil increases and the landlords have an increased pressure to walk away from their properties.
3. That the proposed 'heat pass through' ordinance was drafted by the Rent Control Board to be as fair and equitable as possible. It is by no means intended to be an ironclad document. It is anticipated and expected that the Municipal Council will change the ordinance as it sees fit."

#### NEW BUSINESS ON THE CALENDAR.

None.

#### MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from May 30, 1979 to June 12, 1979:

#### BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Aerie #44 Fraternity Order of Eagles	7735 (Amended)
Anshe Luborowitz Sisterhood	7787 (Amended)
St. Columba's Rosary Society	7799 (Amended)

June 20, 1979

BINGO LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Congregation Ahavas Sholom	7835 (Amended)
Newark Lodge 237 Loyal Order of Moose	7839 (Amended)
P.F.C. Henry Guglicciello Chapter 57 DAV	7843 (Amended)
Congregation Chevra Anshe Lubovitz	7856 (Amended)

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Mental Health Association of Essex County	7983
Mental Health Association of Essex County	7984
Mental Health Association of Essex County	7985
St. Mary's Church of the Immaculate	7986

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

This meeting adjourned at 11:45 P. M.

APPROVED:

Frank D'Ascensio  
 Frank D'Ascensio  
 City Clerk

Earl Harris  
 Earl Harris  
 President

Newark, New Jersey, June 26, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:00 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 22, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of a communication dated June 22, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, pursuant to R.O. 2:15-1, on Tuesday, June 26, 1979, at 1:00 P. M., or as soon thereafter as the Council can convene, to consider a resolution authorizing the entering into of a tax abatement agreement between the City of Newark and Synfax Urban Renewal Corporation.

#### RESOLUTIONS.

##### 7-R-a.

RESOLUTION APPROVING APPLICATION AND PLAN OF SYNFAQ URBAN RENEWAL CORPORATION FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON LAND, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, IDENTIFIED ON OFFICIAL TAX MAP OF CITY OF NEWARK AS 441-459 AVENUE "P" (BLOCK 5020, LOT 132); SAID PROJECT SHALL BE EXEMPT FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT PURSUANT TO THIS RESOLUTION OR EARLIER, AT END OF 15 YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS CORPORATION AND ITS PROJECT ARE SUBJECT TO, AND COMPLY WITH, SAID FINANCIAL AGREEMENT AND URBAN RENEWAL CORPORATIONS AND ASSOCIATIONS LAW OF 1961.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

June 26, 1979

June 26, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani, President Harris.

No: Councilman Tucker.

The City Clerk stated he also received copy of letter sent to President Harris, dated June 22, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting that Resolution 7-R-cx, which was on the June 20, 1979 Calendar of the Municipal Council, and failed of adoption, receive consideration at this special meeting.

7-R-b.      RESOLUTION RATIFYING CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, 60 DOWNING STREET, NEWARK, FOR PERIOD FEBRUARY 20, 1979 THROUGH JUNE 26, 1979 AND AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES TO PROVIDE A WORD PROCESSING PROGRAM, FOR PERIOD JUNE 27, 1979 THROUGH SEPTEMBER 30, 1979, FOR 35 PARTICIPANTS; SUM NOT TO EXCEED \$56,400. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution failed of adoption June 20, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

ADJOURNMENT.

12.      A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

This meeting adjourned at 4:05 P. M.

APPROVED:

*Frank D'Ascensio*

Frank D'Ascensio

City Clerk

*Earl Harris*

Earl Harris

President

Newark, New Jersey, June 26, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:05 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 21, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated Council President Harris has called a special meeting of the Municipal Council for Tuesday, June 26, 1979, at 2:30 P. M., or as soon thereafter as the Council can convene, to consider the following legislation:

- a. RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO PERMIT J & Z ENTERPRISES, INC. USE OF IRONBOUND RECREATION CENTER, JULY 1, 1979 BETWEEN HOURS OF 11:00 A. M. UNTIL 10:00 P. M., IN ACCORDANCE WITH TERMS CONTAINED IN ATTACHED CONTRACT, PERFORMANCE OF GOSPEL MUSIC AND HAVE AN OUTDOOR PICNIC, SOFTBALL GAME AND DRILL TEAM COMPETITION. To consider waiver of bond requirement for this corporation.
- b. To consider removing from the table RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DELORES T. WILLIAMS, ASSISTANT PROFESSOR OF TEMPLE UNIVERSITY, 1184A EAST DORSET STREET, PHILADELPHIA, PENNSYLVANIA, LOWEST RESPONSIBLE BIDDER, TO CONDUCT A RECREATIONAL LEADERSHIP TRAINING PROGRAM, IN ACCORDANCE WITH HER BID SPECIFICATIONS; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE UPON COMPLETION \$3,000. FOR WORKSHOP I AND \$3,000. FOR WORKSHOP II, EFFECTIVE UPON APPROVAL BY MUNICIPAL COUNCIL.

June 26, 1979

June 26, 1979

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO PERMIT J & Z ENTERPRISES, INC. USE OF IRONBOUND RECREATION CENTER, JULY 1, 1979 BETWEEN HOURS OF 11:00 A. M. UNTIL 10:00 P. M., IN ACCORDANCE WITH TERMS CONTAINED IN ATTACHED CONTRACT, PERFORMANCE OF GOSPEL MUSIC AND HAVE AN OUTDOOR PICNIC, SOFTBALL GAME AND DRILL TEAM COMPETITION.

(To consider waiver of bond requirement for this corporation)

No action required on this matter.

RESOLUTIONS.

A motion to remove from the table RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DELORES T. WILLIAMS, ASSISTANT PROFESSOR OF TEMPLE UNIVERSITY, 1184A EAST DORSET STREET, PHILADELPHIA, PENNSYLVANIA, LOWEST RESPONSIBLE BIDDER, TO CONDUCT A RECREATIONAL LEADERSHIP TRAINING PROGRAM, IN ACCORDANCE WITH HER BID SPECIFICATIONS; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE UPON COMPLETION \$3,000. FOR WORKSHOP I AND \$3,000. FOR WORKSHOP II, EFFECTIVE UPON APPROVAL BY MUNICIPAL COUNCIL, was made by President Harris, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-a-1.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DELORES T. WILLIAMS, ASSISTANT PROFESSOR OF TEMPLE UNIVERSITY, 1184A EAST DORSET STREET, PHILADELPHIA, PENNSYLVANIA, LOWEST RESPONSIBLE BIDDER, TO CONDUCT A RECREATIONAL LEADERSHIP TRAINING PROGRAM, IN ACCORDANCE WITH HER BID SPECIFICATIONS; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE UPON COMPLETION \$3,000. FOR WORKSHOP I AND \$3,000. FOR WORKSHOP II, EFFECTIVE UPON APPROVAL BY MUNICIPAL COUNCIL.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution 7-R-bj tabled May 16, 1979)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.



June 26, 1979

1541

7-R-b-1.

RESOLUTION RATIFYING CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION, FOR PERIOD JUNE 2, 1979 TO JUNE 26, 1979; AND AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH THE NEW HOPE DEVELOPMENT CORPORATION, 111-119 SUSSEX AVENUE, NEWARK, FOR PURPOSE OF CONTINUING THE MINORITY CONTRACTORS AND CRAFTSMAN TRADE ASSOCIATION PROJECT, TO COMMENCE JUNE 27, 1979 AND SHALL BE COMPLETED BY MAY 31, 1980 PURSUANT TO COUNCIL APPROVAL; NEW HOPE DEVELOPMENT CORPORATION SHALL RECEIVE FUNDS TOTALLING \$225,000. FROM MPDO/CDA TO CARRY OUT STATED SERVICES. (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

MOTIONS.

7-M-a.

A MOTION CONGRATULATING MRS. VIOLET JOHNSON, A GREAT-GREAT GRANDMOTHER AND A GREAT LADY WHOSE YEARS SPAN MORE THAN A CENTURY AND WHO WILL BE CELEBRATING HER 104TH BIRTHDAY ON JULY 4, 1979, AN OCCASION NOTED BY A SPECIAL BIRTHDAY GREETING FROM THE PRESIDENT OF THE UNITED STATES, JIMMY CARTER; FURTHER, COUNCIL TAKES GREAT PLEASURE IN JOINING WITH MRS. JOHNSON'S FAMILY, FRIENDS AND NEIGHBORS IN OBSERVATION OF THIS JOYOUS EVENT, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

7-M-b.

A MOTION CONVEYING COUNCIL'S BEST WISHES FOR A SPEEDY RECOVERY AND RETURN TO GOOD HEALTH TO JOHN R. BRUNO, PUBLIC RELATIONS CONSULTANT TO THE GOVERNING BODY, WHO IS RECUPERATING AT CLARA MAASS MEMORIAL HOSPITAL, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

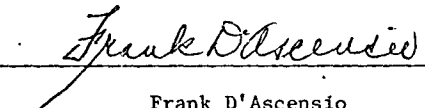
ADJOURNMENT.


12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,  
President Harris.

This meeting adjourned at 4:20 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
\_\_\_\_\_  
President

Newark, New Jersey, July 11, 1979

1

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:05 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Joseph P. Sherer, St. James Roman Catholic Church.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Tucker arrived at 1:20 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 2, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD MAY 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MAY 7, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

July 11, 1979

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MAY 16, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MAY 16, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MAY 24, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MAY 24, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MAY 23, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MAY 23, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-i. The City Clerk presented COPY OF NEWARK'S CETA REPORTS, FOR QUARTER ENDED MARCH 31, 1979, SUBMITTED BY BUSINESS ADMINISTRATOR BUCK.

(Copy submitted to each Member of the Council)

A motion that the Copy of Newark's CETA Reports be received and placed on file was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-j. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MAY, 1979.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-k. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF MAY, 1979.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

4-l. The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF MAY, 1979.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

July 11, 1979

4-m. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF MAY, 1979.

A motion to approve Report of Contracts Awarded, subject to receipt of resolutions awarding contracts to Olympic Trails Bus Co., Inc. and Rosenberg & Associates, was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON SOUTH 14TH STREET.

(South 14th Street, West side, beginning 416 feet north of the northerly curbline of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

July 11, 1979

6-F-b.      The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET, AND SOUTH ORANGE AVENUE.

(Grove Street, West side, beginning 216 feet south of the southerly curblin  
of Ruth Street and extending 22 feet southerly therefrom  
South Orange Avenue, North side, beginning 120 feet east of the easterly  
curblin of Poe Avenue and extending 22 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to table this ordinance awaiting County approval was made by  
Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President  
Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

6-F-c.      The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON SCHEERER AVENUE.

(Scheerer Avenue, from Bergen Street to Renner Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman  
James, seconded by President Harris and declared adopted by President Harris by the  
following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,  
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance  
is declared adopted on first reading and the City Clerk is hereby authorized and directed  
to advertise said ordinance and give public notice of its introduction and passage on  
first reading as provided by law. This ordinance will come up for a public hearing and  
be considered for further action on August 8, 1979.

July 11, 1979

6-F-d. The City Clerk read AN ORDINANCE AMENDING SHEET #27 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED TO CHANGE BLOCK #2069 FROM THIRD INDUSTRIAL DISTRICT TO FIRST INDUSTRIAL DISTRICT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON EASTERN PARKWAY.

(Section 23:2-1

Deleting Eastern Parkway, Southbound, from Cameron Road to Putnam Street

Adding Eastern Parkway, Southbound, from Cameron Road to Varsity Road

Eastern Parkway, Southbound, from Woodbine Avenue to Putnam Street

Section 23:5-1

Adding Eastern Parkway, East side, from Varsity Road to Woodbine Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.



6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON DARK LANE AND BRUCE STREET.

(Deleting Bruce Street, Southbound, from West Market Street to Springfield Avenue

Dark Lane, Westbound, from Jones Street to Hayes Street

Adding Bruce Street, Southbound, from West Market Street to 12th Avenue

Bruce Street, Southbound, from 14th Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

(Councilman Tucker arrived at 1:20 P. M.)

6-F-g. The City Clerk read AN ORDINANCE TO AUTHORIZE THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK AND THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR BLOCK #101, LOTS #1, 5, 14 & 74, LOCATED IN THE CITY OF NEWARK, FROM THE EXECUTION OF SAID LEASE AGREEMENT TO THE DATE OF TITLE CLOSING.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

July 11, 1979

6-F-h. The City Clerk read AN ORDINANCE TO AMEND TITLE TWO, CHAPTER 9A, SECTION 12, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD A FEE SCHEDULE FOR REPORTS ISSUED BY THE DEPARTMENT OF TRAFFIC AND SIGNALS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

6-F-i. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-4) ADOPTED MAY 16, 1979 AND AMENDMENTS THERETO. (TO CREATE THE TITLE PRINCIPAL ARCHITECTURAL DRAFTSMAN)

(Principal Architectural Draftsman \$10,547. - \$12,819.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF CLERK, DIVISION OF SANITATION, PRINCIPAL CONTRACTS ADMINISTRATOR AND CHIEF CHEMIST, WATER)

(Chief Clerk, Division of Sanitation	\$10,547. - \$12,819.
Principal Contracts Administrator	15,582. - 18,940.
Chief Chemist, Water	11,074. - 13,460.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURNS ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF AVON AVENUE AND SOUTH 16TH STREET.

(Intersection - Avon Avenue and South 16th Street

Right Turn Prohibition - All Right Turns, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

6-F-1.           The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HENNESEY STREET AS A ONE-WAY STREET.

(Hennesey Street, Southbound, from Elm Road to Chestnut Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-m.           The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HANOVER STREET AND DENBIGH STREET AS ONE-WAY STREETS.

(Hanover Street, Northbound, from Malvern Street to Chestnut Street

Denbigh Street, Southbound, from Chestnut Street to Malvern Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-n.           The City Clerk read AN ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

6-F-o.

The City Clerk read AN ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, FIFTH ACTION YEAR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading on condition that the certification of available funds will be submitted to the City Clerk's Office, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

A motion to consider Ordinance 9-b on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

July 11, 1979

Yes: Councilmen Bottone, Carrino, Grant, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

Not Voting: Councilman Johnson.

President Harris: The yeses are seven, the no is one and one not voting.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

A motion to consider Ordinance 8-e on first reading was made by Councilman Carrino, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-q. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING, AND TO CREATE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR)

(Fire Medical Records Coordinator \$10,236. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

A motion to consider Ordinance 8-g on first reading was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

President Harris requested Budget Officer Banker to tell the Council the repercussions relating to the salary adjustments for the Police Director and Fire Director in the event they do not transpire or are not approved.

Budget Officer Banker explained the Administration proposed two ordinances to adjust the salaries of the Police Director and Fire Director. These ordinances are intended to bring about consistency with the ordinances adopted by the Municipal Council establishing a formula by which the salaries for these two positions should be established. According to that formula, the salaries of the Police Director and Fire Director are based upon the salaries paid to the Police Chief and Fire Chief respectively. Upon the passage by this Council, last November, of the arbitrated settlement to the Police Superior Officers, the Police Director received an increase in compensation through the application of that formula.

Budget Officer Banker continued when the same situation arose for the Fire Director, as result of the arbitrated settlement of the Fire Superior Officers, the matter was brought to the attention of the Corporation Counsel. Approximately three weeks ago the Corporation Counsel issued a legal opinion indicating that while the formula was valid, there was a need for an ordinance to be passed indicating a specific dollar figure resulting from the application of that formula. The two ordinances before the Council in no way affect the formula. They merely establish the specific dollar figures which resulted in the two arbitrated settlements in the Police and Fire Departments. As a result of the receipt of that legal opinion, the Police Director's salary was returned to the level it had been prior to January 1, 1978 pending the passage of this ordinance. The Administration had acted based upon the authorization contained in the current ordinance establishing the formula and only upon the receipt of the legal opinion did they take the move to return the salary to the former level. The Police Director has received funding based on that prior interpretation and absent of passage of these ordinances they will seek to recover any dollars not authorized by this Council. The Fire Director has not received any dollars. However, based on the ordinance now in effect, the application of the formula, the Fire Director is due salary retroactive to January 1, 1978 based upon the settlement of the Fire Superiors.

July 11, 1979

President Harris said he was told that the Police Director had \$70. taken out of his pay and eventually if this is not passed he would have to return \$4,000. to the City.

Budget Officer Banker indicated the dollar figure is somewhere between \$3,000. and \$4,000.

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

A motion to consider Ordinance 8-h on first reading was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-s. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-4) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.



A motion to consider Ordinance 8-j on first reading was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen James, Martinez.

Not Voting: Councilman Carrino.

6-F-t.

The City Clerk read AN ORDINANCE TO ESTABLISH THE SALARIES OF THE MAYOR, PRESIDENT OF THE COUNCIL, AND COUNCILMAN.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen James, Martinez.

Not Voting: Councilman Carrino.

President Harris: The yeses are six, the noes are two and one not voting.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 8, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 27, ZONING, CHAPTER 4, ARTICLE 3, CONDITIONAL USE REGULATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH REGULATIONS FOR THE ERECTION OF COMMERCIAL ANTENNAE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK:  
NEW JERSEY:

Section 1. That Title 27, Zoning, Chapter 1, Article 1, DEFINITIONS be supplemented as follows:

(c) Definitions. Whenever the following terms, words or phrases are used in this Title they shall have the meaning and scope herein given:

60. Radiating Element - that part of an antenna which is connected to the transmission line and directly radiates electromagnetic energy into space.

July 11, 1979

61. Antenna - any device specifically designed for the reception or transmission or both of radio, television or micro-wave, frequency signals but not including receivers, transmitters and transmission lines.
62. Commercial Antenna - any combination of antenna support accessory structures and buildings and antenna designed in whole or in part for the reception and or transmission of radio frequency energy as part of a licensed radio, T.V. or micro-wave facility employed by non-profit or religious stations not licensed under the amateur or CB regulations of the Federal Communications Commission.
63. Height - the height of any antenna shall be measured from the mean grade of the surrounding terrain to a radius of 50 feet and up to and including the highest point of the antenna or antennae support whichever is more elevated. Height shall be measured from mean grade ground level regardless of whether or not the antenna support is mounted on an existing structure or extends to ground level.

Section 2. That Title 27, Zoning, Chapter 4, Article 3, Conditional Use Regulations be supplemented as follows:

- 27:4-7 (a) be amended to include commercial antennae as a conditional Use.

Section 3. That Title 27, Zoning, Chapter 4, Article 3, Conditional Use Regulations be supplemented as follows:

- (e) Commercial Antennae. Commercial Antennae are absolutely prohibited in all districts except as hereinafter set forth

1. Commercial Antennae are permitted as a conditional use within Business and Industrial Districts only.
2. No permit shall be issued for the erection of a commercial antenna except upon approval by the Central Planning Board of an application for a conditional use.

The following specifications and standards as set forth shall be required prior to the Central Planning Board granting a conditional use permit:

- a. The submission of a plot plan which shall include appropriate engineering drawings indicating the number, location and size with elevations of all radiating elements.
- b. The applicant shall provide a certified statement from a licensed engineer indicating the projects effective radiated power of all transmitted signals, the probable radiation pattern with an analysis of any potential of reception interference by electronic receiving devices.
- c. Approval of a commercial antenna may be granted by the Central Planning Board upon finding, after a review of the plot plan that:
  1. The antenna design is structurally sound.
  2. The antenna does not create any hazard to adjoining property owners.
  3. The antenna does not result in an undue concentration of such structures in a particular location.
  4. The antenna shall not exceed a height of 200 feet.

- d. The Central Planning Board may deny or limit approval of a commercial antenna if it reasonably concludes that the number, location, size and elevations of the radiating elements are not required for the proposed operation under F C C License, are intended for rental, lease or sale to other persons for unrelated operations or impairs the visual environment.
- e. A conditional use permit shall be revoked and the applicant shall be required to submit a new application in accordance with provision B if at any time after granting of such approval the applicant changes or in any way alters the number, location, size and dimension of any radiating element.

Section 4. That the erection of commercial antenna within the City of Newark shall conform to all other Municipal regulations and ordinances.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF A NEW ONE-STORY BUILDING TO BE ERECTED ON PREMISES 38-58 BRANFORD STREET (BLOCK 2759, LOT 21) ON THE OFFICIAL TAX MAP, (YEAR 1979) AND FOR FIVE YEARS TAX EXEMPTION ON IMPROVEMENTS TO REHABILITATE EXISTING BUILDING ON SAID PREMISES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and Municipal Ordinances 6S&FB 051778 and 6S&FH 090678, the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark, (being conducive both to an increase in ratables

July 11, 1979

and employment for this City) an Application and Agreement with National Spring Company, Inc. (hereafter National) for five years of tax abatement for a new one-story industrial building to be erected on land, owned by National, commonly known on the Official Tax Map for the year 1979 as 38-58 Branford Street (Block 2759, Lot 21) and assessed at \$35,000, being \$18,500 for land and \$16,500 for improvements. Also embraced in said Application and Agreement are expenditures for improvements to rehabilitate the existing building on said premises which rehabilitation of improvements of the building will receive five years of tax exemption.

2. That in consideration of said tax abatement on the new construction and tax exemption on the improvements to rehabilitate the existing building, National will pay to the City of Newark an annual service charge of approximately \$4,228.00, representing 2% of the combined cost of construction and rehabilitation, estimated at \$211,400.00.

3. That the annual service charge is to be paid quarterly, together with, and on the same due dates as the taxes on the land at 38-58 Branford Street.

4. Nothing herein shall, impliedly or otherwise, relieve National from or relax its obligation to comply with and conform to, all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s), and the use thereof.

5. That this Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two instruments may be there examined during regular business hours.

6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law.

7. That all advertising costs for publishing this Ordinance shall be paid by National before the Agreement, executed by the City, shall be delivered to it.

8. That within 30 days after the execution of the aforementioned tax abatement Agreement, there shall be forward by the Department of Law a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 12, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) BY ADDING THERETO A SECTION 22 ESTABLISHING GENERAL SANITARY REGULATIONS FOR ITINERANT EATING AND DRINKING ESTABLISHMENTS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Title 12, Chapter 2, of the Revised Ordinances of the City of Newark (1966) be amended by adding thereto a Section 22 as follows:

12:2-22. General sanitary regulations.

All itinerant eating and drinking establishments, including the vehicles, wagon, automobile, truck, pushcart or carrier, shall be clean and kept clean at all times, and the operations of handling, preparation, storage and dispensing of food or drink shall be carried on or conducted in a manner so as not to constitute a hazard or nuisance, and so that the food and drink shall be protected at all times from contamination by dust, dirt, filth and whatever may in any way cause it to become unwholesome or render it unfit for human food.

2. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 11, 1979

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1 - That Title 15, Chapter 9B, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby amended to read in its entirety as follows:

15:9B - 11 - Rent Decreases

During the term of this ordinance a rent decrease may be granted by the Board for any decrease in housing space, services, furniture, furnishings or equipment. A tenant or group of tenants may petition for rent reduction through the Rent Control Board.

A decrease in services, such as to justify a rent decrease under this section, shall include any cessation or inadequate provision of the vital services listed herein, due to deterioration or improper maintenance of said services, where it is the responsibility of the landlord to provide said services. For the following decreases in services, a petitioner or petitioners rents shall be decreased in accordance with the following percentages of the total rent or rents collected during the period of said decrease in services:

1. NO HEAT IN WINTER.....75%
2. NO WATER.....50%
3. NO HOT WATER (When provision of hot water is the responsibility of the landlord).....25-75%
4. ROOF LEAKS (Such as to make the apartment, or dwelling unit uninhabitable).....25-75%
5. NON-FUNCTIONING STOVES OR REFRIGERATORS (Where supplied by landlord).....10%
6. FAULTY ELECTRICAL FIXTURES (Such as to constitute a dangerous condition, or threat to the health and safety to the tenants).....10%-50%
7. FAULTY PLUMBING (Defined as inoperable "fixtures" i.e., tub, sink, toilet, kitchen sink).....15%\*
- \* (15% per fixture, but not to exceed a maximum of 75% of the total rent of all petitioners).
8. INOPERABLE ELEVATOR (Shall only apply in buildings over four stories, when inoperability is due to the neglect of the landlord; reduction shall only be applied to tenants of said building living on the fifth floor or above).....10%

No petition for a rent decrease, due to a decrease in services, shall be considered under this section, unless the potential decrease in rent for each petitioner, or each tenant in a group petition, shall be greater than 74% of their rent for the period of the decrease in services, as determined by the Administrative Branch of the Rent Control Board.

Evidence of the existence of any alleged decrease in services shall only be considered by the Board for a period of 30 days prior to the filing of the petition, and no rent decrease shall be imposed by the Board for any period prior to said 30 days.

If a rent decrease is made conditional upon the landlord's performing whatever repairs are deemed necessary to correct a decrease in services, the landlord may petition, upon completion of 75% or more of the repairs ordered, for a reinstitution of all or part of the decreased rents. Said petition, and any determination made by the Board thereon, shall conform to the procedures of the Board, as set forth in Section 12, for adjustments in rents.

The procedures of the Board under this section shall be set out in a statement of policy, which shall be available for public inspection at all times in the offices of the Board.

Section 2. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

#### 6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 31-33 ESTHER STREET, BLOCK 2410, LOT 11, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 11, 1979

(Newark Housing Authority Senior Systems Analyst Louis Riccio met with the Council May 15, 1979)

(Public Hearing closed)

Councilman Martinez related he had conversations with the Housing Authority. The Housing Authority indicated it is not an immediate urgency, at this particular time, to purchase the property. They would like to give the residents the opportunity if they want to purchase this property at the same price it is going to be sold to the Housing Authority, and if the residents have a proposal indicating in what manner they would rehabilitate the building to make it livable, then the Housing Authority would consider selling it to the residents.

A motion to table this ordinance was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### HEARINGS OF CITIZENS.

6-HC-a.            MR. JOHN R. SOURES, PRESIDENT, FEDERATION OF EMPLOYEES UNION, LOCAL 1027, 605 BROAD STREET, NEWARK, NEW JERSEY, urged the Municipal Council to support their action held here on June 25 and June 27 in reference to the Public Service job site. They are suggesting and are going to make efforts to call in the State Attorney General and the United States Justice Department to investigate the hearing. He also talked to Mr. Gustav Henningburg, President, Newark Urban Coalition. Employment and Training Director Wheeler did not use his subpoena power to have all parties involved at the hearing, Not only did Mr. Wheeler not do that, he returned to them a document which was entered into the record, marked Exhibit D. The documents which were supposed to be submitted by Public Service Electric and Gas Company and Tishman-Rockefeller Corporation on June 27, 1979 were not submitted. Mr. Wheeler adjourned the meeting.

Mr. Soures felt the Council did not know the inner workings of what was going on. Mr. Wheeler is putting the City into a bad situation where it involves the investigation of an anti-trust. This construction is a \$64 million project, only 26 floors, and some of the monies should stay in the City of Newark. Exhibit D indicates an agreement was negotiated between him and the City of Newark for minority participation in the Public Service Project. If the language they wanted to use was reached, this would not have happened, but Mr. Wheeler crossed out the article that would have protected minority contractors and workers on the job site.

Mr. Soures indicated they intend to picket the job site again. He again urged



23  
July 11, 1979

the Council to bring in the United States Justice Department and State Attorney General to investigate this matter.

Councilman Tucker stated he received communication from Mr. Heningburg and has been in contact with Mr. Wheeler. He shares Mr. Soures' concerns. At this point, based on his initial review, listening to testimony presented by Mr. Soures, representatives of the construction industry and Mr. Tishman, it appears that the major reason for discrimination against Mr. Clark was primarily based on his participation in Local 1027 and Local 24, and also the Essex County Trades Council. Mr. Heningburg indicated that Local 24 was supposed to present testimony at the public hearing. They did not. Mr. Heningburg's communication indicates they received the notice late from Mr. Wheeler. It is Mr. Heningburg's and his position to reconvene the public hearing to hear testimony from Local 24. If they make a preliminary finding right now, without analyzing all of the information, then the unions can say they did not have ample time to participate. Mr. Wheeler, at this point, has not indicated that he is going to reconvene the public hearing.

Councilman Tucker indicated under "Motions" he will make a motion directing that Harry Wheeler, Chairman of the Affirmative Action Review Council, move with all due haste to complete the public hearing relating to the construction of the office building which will house the Public Service Electric and Gas Company to hear testimony from Local 24. If they do not get that information, then they will have to act based on information they have, which he opined is inadequate. Mr. Wheeler, after the hearing was adjourned, indicated it would take approximately five to seven days to put the package together. It is now approximately eleven days and they still do not have that transcript.

Councilman Tucker reiterated the Municipal Council should urge that the Affirmative Action Review Council reconvene and subsequent to that, at its August 11, 1978 meeting, the Council make a recommendation hopefully in concert with the Affirmative Action Review Council. If the Review Council does not come up with a recommendation, then the Municipal Council can go on record based on the transcript already taken on this matter. Councilman Tucker said most of the Council Members have been aware of the newspaper coverage regarding this matter, but he thinks the testimony clearly indicates that there was discrimination directly related to Mr. Clark and it comes from Local 24.

July 11, 1979

The following speakers addressed the Municipal Council in favor of Ordinance 9-b on this Calendar, which establishes a procedure for obtaining heating surcharges to cover increases in the cost of heating. They contended the cost of fuel, electricity, insurance, etc. have greatly increased and the landlords are looking for some relief to save their properties. The speakers urged the Municipal Council to adopt this proposed ordinance.

6-HC-b. MR. FRANK RUSSO, CHAIRMAN, NEWARK PROPERTY OWNERS ASSOCIATION, 15 MAY PLACE, NUTLEY, NEW JERSEY.

6-HC-c. MR. LEONARD NORTH, 116 - 12TH AVENUE, NEWARK, NEW JERSEY.

6-HC-d. MR. MICHAEL GLITA, 13 NOTCHPARK ROAD, LITTLE FALLS, NEW JERSEY.

6-HC-e. MR. ROCCO NARDELLI, 117 BROOKDALE AVENUE, NEWARK, NEW JERSEY.

6-HC-f. MR. JAMES WHITE, 10A NORTH 17TH STREET, EAST ORANGE, NEW JERSEY.

6-HC-g. MR. STANLEY DAITCH, 28 MANCHESTER DRIVE, WESTFIELD, NEW JERSEY.

6-HC-h. MS. LEONA HAMLAH, 516 SOUTH 18TH STREE, NEWARK, NEW JERSEY.

6-HC-i. ABDUL HAMLAH, 516 SOUTH 18TH STREET, NEWARK, NEW JERSEY.

6-HC-j. MR. CLIFFORD FLOOD, JR., 374 SOUTH 20TH STREET, NEWARK, NEW JERSEY.

President Harris asked if the speakers addressing the Council regarding the heating surcharges are aware that the Council adopted the ordinance on first reading earlier in this meeting. He declared he has been a lifelong resident of the City of Newark and has been active in the growth of Newark. His philosophy has been to have the landlords and tenants try to live and work together harmoniously. It was his staff that put together the Rent Control Ordinance and he is proud of it. President Harris said he recognizes the problem. There are some good landlords and good tenants and there are some bad landlords and bad tenants. Landlords and tenants know there is a fuel crisis in the world. People are paying more for fuel in Europe and other parts of the world.

Councilman James related 3% came from the committee composed of tenants and landlords. The Council did not reach in the air and come up with 3%. They accepted recommendation from the Rent Control Committee. Councilman James asked what cities in America offer more than 3%. Newark is one of the few cities in America doing anything. There are many other cities doing nothing with all the increases in cost of living and restraints being placed on the individual's income. Councilman James said the Council President has been able to spearhead, recognizing the national and international problem, and came up with 3%. If anyone is not satisfied, he should go to the groups making the decision. The Council is only acting on the recommendation of the property owners

and tenants groups. Some of the people who spoke earlier and met with the Council yesterday also supported the 3%.

Councilman Tucker stated they are aware there has been an increase in fuel costs. The Rent Control Committee's report indicates there has been an increase in fuel costs of approximately 10% in 1977-1978 and approximately 11% in 1978-1979. When they came up with a formula, about six months ago, they endeavored to come up with a figure which would adequately pay for the increase in fuel costs. One of the major problems they were confronted with was the difference of opinion in regards to the tenants and the landlords. The tenants were of the opinion that because there was an automatic 5% increase in the rents, when considering the cost of fuel the 5% should be considered along with any possibility of an increase. They also raised a provision that if a landlord was not getting enough return in his investment, the landlord go the hardship route. After they did a preliminary investigation, they found out that a landlord cannot go for hardship and basically get an adequate return on investment. The existing ordinance states that in order for the landlord to get a hardship increase he must be losing money on his property. It does not guarantee a fair return on his investment. This "pass through" is just one piece of legislation. The Corporation Counsel's Office has indicated there will be an ordinance coming up possibly in October referred to as an adequate return on investment. This is a mandatory determination that will have to be made on the Rent Control Ordinance.

Councilman Tucker said when they met with Rent Control Board Administrator Smith and analyzed the impact of the rent increase, they started to nail it down and what they were dealing with varied from 1½% up to 5%, based on the type of building. In some cases, it is more than that amount. The original recommendation of Administration was that the total cost of fuel should be passed on totally to the tenants. After much debate and controversy, they said if they cannot come up with an agreement that the total cost of fuel would be passed on to the tenants, then at least they should come up with a formula which would be equitable, and then go on based on new legislation coming through.

Councilman Tucker agreed with Councilman James. He said some of the members of the Property Owners Association were there and they supported the 3%. They supported the 3% only because when dealing with votes, it was 3% or 0%. Since the Council adopted this ordinance on first reading today and hopefully his colleagues will move affirmatively at their August 8, 1979 meeting, the ordinance will be in effect by September 1, 1979. Based on that ordinance, all the landlord has to do is submit to the Rent Control

July 11, 1979

Board Administrator certification that the amount of funds he has expended on fuel has gone up 10%, then the Rent Control Board Administrator can give a determination that the total amount can be paid with a maximum of 3%. Councilman Tucker concluded he does not believe anyone is saying, and Rent Control Board Administrator Smith said yesterday at the pre-meeting conference, that the 3% is adequate to make up all of the costs that the landlord will incur. It is only adequate because they are able to move. It does not mean that is all they are going to do, because he knows when the fair rate of return comes up it is going to be heavily debated by the Council. They should at least give the 3% an opportunity to be implemented because he knows for sure it is not adequate. It does not totally reflect the needs but he does believe it is something that can fly.

Councilwoman Villani related for two years she has shared many meetings with Councilman Tucker, sat many days and gave much time, and met with Rent Control Board Administrator Smith. They have come up with a "break through" because the tenants are not happy and the property owners are not happy. This is the point they are at today. Councilwoman Villani reiterated the problem has been recognized and there is a "break through."

A motion to permit Mrs. Elizabeth Armstrong and Mrs. Alberta Brooks to address the Municipal Council at this time was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

6-HC-k.      MRS. ELIZABETH ARMSTRONG, 171 ELIZABETH AVENUE, NEWARK, NEW JERSEY, President,  
Elizabeth Avenue Block Association and President of Milarm Nonprofit Community Corporation, representing the parents and youth of the 188 Elizabeth Avenue Community Center, expressed concern about building 188 Elizabeth Avenue.

Mrs. Armstrong outlined on November 6, 1974 she presented to Mayor's Policy and Development Office Executive Director Dennison and the Mayor's Policy and Development Office planners the full particulars regarding the vacant building at 188 Elizabeth Avenue, owned by De Witt Tool Company. De Witt Tool Company wanted \$40,000. for the building, but since it was for the use of the community, they offered to sell it to the City of Newark for \$20,000. During the Mayor's campaigning they stressed the need of additional recreational facilities in this area and the Mayor promised that when money comes into Newark, this request would be granted. They submitted their request in

proposal form to the Mayor's Policy and Development Office, which the Mayor's Policy and Development Office accepted and Community Development Block Grant money was allocated for the requisition and the renovation of this property. This was five years ago. On October 15, 1975 the Council adopted an ordinance that 188-190 Elizabeth Avenue be known as the Multi-Purpose Center. On June 9, 1976 Mr. Allen confirmed the proposal, history and financial data for Milarm Nonprofit Community Center.

Mrs. Armstrong continued in June, 1976 these parents and children started their fund raising. On June 6, 1976 they received their letter of endorsement from Mr. Wilbert Allen. He further stated the program now proposed by Milarm, Inc. displays a strong sensitivity to the needs of the community and will greatly enhance the recreation and cultural atmosphere of the South Ward. On August 4, 1976 they presented to the Mayor's Policy and Development Office their certificate of incorporation and it has been filed and recorded. On January 12, 1977 they received a status report from Program Analyst Henry Tucker of the Mayor's Policy and Development Office stating the Engineering Department completed the plans for renovation of 188 Elizabeth Avenue. On February 10, 1977 they received a letter from the Review and Planning Board stating that \$50,000. of funds from HCDA had been added for the renovation of 188 Elizabeth Avenue Community Center.

Mrs. Armstrong stated on February 24, 1978 their attorney requested an appointment with Business Administrator Buck and Councilman Tucker. He received no response. In March, 1978 she wrote a letter to the Mayor. In April, 1978 she received a reply from the Mayor's Aide stating there has been some movement and progress with respect to the proposed Community Center to be sponsored by Milarm, Inc. Final design and specifications for the renovation should be completed by May 8, 1978. Bids for renovation and improvement will be let out immediately. The entire package will be ready for review and approval by the Municipal Council the latter part of June. The center will be ready by the first or second week of November, 1978. Mrs. Armstrong said she has discussed this matter with several Council Members.

Mrs. Armstrong concluded two weeks ago they looked across the street and a locksmith company from 458 South Clinton Street, East Orange was moving into their building.

Councilman James stated for the record that Councilman James is not the Councilman for the East Ward. He has spoke to Mrs. Armstrong and stated to her that he knows a colleague on this Council has been working with her. As the Councilman of the South Ward, he has no involvement and he will continue to be available, but it is not a South Ward project.

July 11, 1979

Councilman Tucker related he has met with Mrs. Armstrong on many occasions regarding this matter. He thinks the Council has demanded that a meeting be held with Business Administrator Buck, which has not taken place. He discussed this matter with Business Administrator Buck prior to his going to the Housing Authority. For the last three weeks, as he has indicated to Mrs. Armstrong before, he has attempted to get a meeting with the Mayor, Mrs. Armstrong and the Board of Milarm, Inc. He thinks, at this point, that is the only resolution of this particular problem. Councilman Tucker said he discussed with Mr. Wallace White the rental to the locksmith firm and Mr. White indicated there was no "hold" on the property.

President Harris contended the nine Council Members have their respective jobs to do. They are the City Legislators. Mayor Gibson is charged with a certain responsibility. He makes his own schedule. Councilman Tucker indicated he tried to set up a meeting. Administration determines what programs are going to fly, then submits the package to the Council for ratification or rejection. President Harris assured the Council will continue to apply pressure on Mr. Wilbert Allen regarding this plight, and hopefully the Mayor will look at it favorably.

6-HC-1.

MRS. ALBERTA BROOKS, 155 MILFORD AVENUE, NEWARK, NEW JERSEY, President of the Block Association and Member of the Community Finance Committee, stated she knows how hard Mrs. Armstrong and the parents have worked since 1974 for the center to open on Elizabeth Avenue. From time to time messages have come from the Mayor's Policy and Development Office stating the building located at 188-190 Elizabeth Avenue would be repaired and given to them. On definite dates they were told that the center would be open. Mrs. Brooks referred to the HCDA assessment book which stated the Elizabeth Avenue Community Center, the old De Witt Tool Building, located at 188-190 Elizabeth Avenue, will be used as a community center to provide recreational services identified as needed within the Elizabeth Avenue area. The original budget was used to acquire land and buildings and to renovate. However, additional monies were needed. The cost estimate for reconstruction is approximately \$130,000. This property will be presented to the Municipal Council in early October. Renovation will be completed by Spring of 1979. Director to be selected. Total funding is \$158,596.38.

Mrs. Brooks asserted now instead of the building being renovated for the children, a locksmith from East Orange is renovating it for his use. Mrs. Brooks urged the Municipal Council to give this matter their immediate attention.

Councilman Martinez related since 1974 he met with Mrs. Armstrong on many occasions and indicated total support. He also met with Mrs. Armstrong regarding

problems at the center dealing with employees of the program under CETA, MPDO, etc. Councilman Martinez felt they attempted to finalize the program so that everyone would be working diligently in the center. He assured he will continue to support the program because it is in the best interest of the community.

Councilman Martinez cited a problem which developed in the Dayton Street area. There was a building for sale in the Dayton Street area for \$18,000. It was appraised at \$20,000. The Mayor's Policy and Development Office refused to buy this building for a community center for the youngsters, and the building was sold two months later for \$44,000. This was an administrative matter. Councilman Martinez noted there were a few youngsters in the audience holding signs with his name on them. He hoped they would march over to the United States Attorney's Office to request a total investigation of this matter.

Councilman Martinez indicated he would move under "Motions" to request Mayor Gibson, Business Administrator Hill, Engineering Director Zach, Mayor's Policy and Development Office Executive Director Allen and Administrative Aide Wallace White to meet with Mrs. Elizabeth Armstrong in connection with problems facing the 188-190 Elizabeth Avenue Community Center.

6-HC-m.

MR. THOMAS J. HARPER, THOMAS J. HARPER DEMOLITION, INC., 257 NORTH GROVE STREET, EAST ORANGE, NEW JERSEY, stated he sent a contract to Tishman-Rockefeller Corporation, New York City, for demolition work on the Public Service Project. Subsequently the contract was awarded to Mohawk Construction, a minority contractor. He worked with Mohawk Construction for several years on the New Jersey Turnpike and several other places. Mr. Harper said he called Mohawk Construction and told him he owned a business on South 14th Street in Newark and he would like a joint venture for the demolition work on the Public Service Project. He met with Mr. Wheeler and Mr. Frank Mantell. Mr. Mantell indicated because he belonged to another union, Local 1027, he could not give him the contract because they would be kicked out of business because two unions cannot work on a job. Mr. Wheeler asked Mr. Mantell to put him on the project and he would deal with the trades at a later date. To date he has not heard from anyone concerning the Public Service Project. Mr. Harper declared there is no reason why he should be barred from jobs in the City of Newark.

Councilman Tucker asserted Mr. Harper is in the same situation as Mr. Clark, which is embodied in the recommendation of the Affirmative Action Review Council. Local 24 is discriminating against Local 1027 and minority contractors belong to Local 1027.

July 11, 1979

6-HC-n.      MRS. CARMELLA BOSCAINO, 407 CENTRAL AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council. She stated she appeared before the Municipal Council three and a half years ago and talked about the same subject, but she has not received any response. Mrs. Boscaino complained that the City-owned lot next door, 409 Central Avenue, is on a slope and water flows down on her property causing her basement to buckle and crack. She has contacted various City departments but the condition has not been abated. Mrs. Boscaino appealed to the Municipal Council to investigate this matter.

Councilman Bottone said Mrs. Boscaino telephoned his office, and they received the same run-around from the various departments. He requested a verbatim transcript of Mrs. Boscaino's remarks be delivered to him and he will personally see that a copy is hand delivered to the various agencies to resolve the problem as quickly as possible. Councilman Bottone indicated he would get in touch with Mrs. Boscaino and do whatever he can to resolve this problem.

6-HC-o.      MR. JAMES P. NANCE, 317 WASHINGTON STREET, NEWARK, NEW JERSEY, FEDERATION OF AFRO AMERICAN POLICE OFFICERS, complained about excessive dope and narcotic activities. He stressed the need for law enforcement to make the Newark theaters places of entertainment. Mr. Nance suggested the need for legislation prohibiting bringing babies in arms to the movies, prohibiting smoking marijuana and use of all drugs and alcohol in movies; warning of arrest to be shown on screen, legislation requiring movie operators to provide ushers and/or monitors to enforce theater laws to protect the people, police officers inside and outside of theaters and to reinstate ushers in the theaters with walkie-talkies to communicate with police officers in corridors and about the theater.

Councilman Martinez maintained creating new laws is not the answer if they are not going to be enforced. They know people are smoking pot, not only in Newark theaters, but in all movies throughout the country. They are dealing with a new society. The answer is education, not legislation.

Councilman James agreed with Councilman Martinez. Pot smoking has become as fundamental as motherhood and apple pie. He honestly believes that they in Newark, with all their other priorities, are not going to be able to treat this problem as a priority. It is a breakdown in our moral fibers of society and there are still those who believe if an individual wants to smoke pot, drink alcohol or do anything, that they have the right to do it. Maybe they can review it, but he agrees with Councilman Martinez that there are enough laws on the books now. Councilman James suggested they take Mr. Nance's recommendations, explore them in committee form and then perhaps they can come



up with some action.

Councilman Tucker said he had the pleasure of going to five movies last night. He thinks they should start recognizing that elected officials, representing leadership, should play some sort of a role. There are smoking areas in the movies. The police are there to protect the cash box. The policeman is not walking up and down the aisles and in only one movie was he able to see an usher. In the Branford Theater where they had pictures rated R, PG and G, there was no attempt by the ushers, police or anyone else to try to figure out whether or not kids were of a certain age. Councilman Tucker declared the stench in the downtown movies is deplorable.

Councilman Tucker recommended under "Motions" the Council direct the appropriate departments to investigate allegations regarding the use of narcotics in movie theaters in the City of Newark and that appropriate inspections be made of sanitary facilities at these downtown movie houses; and request Business Administrator Hill to meet with the owners and/or managers of the aforementioned theaters to discuss appropriate procedures which can be implemented to insure that young people will not be admitted to view R and X rated movies.

Councilman Grant agreed with Mr. Nance in terms of what ought to be done in the City relative to things that are going on. He maintained purely and clearly it is a police matter and one that should be brought to the attention of Newark Police Director Williams and the Narcotics Squad. It is a strange omen that young people are able to get hold of narcotics. It is not a children's matter, it an adult matter and certainly has to be addressed on that level.

6-HC-p.      MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, complained about unsanitary conditions and dangerous buildings in the Lincoln Park area where approximately 1,000 Senior Citizens reside. He requested a lavatory in Lincoln Park.

A motion to permit Mr. Marshall Cutler and Ms. Benita Kimbrough to address the Municipal Council under "Hearings of Citizens" was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-q.      MR. MARSHALL CUTLER, VICE CHAIRMAN, NEWARK PEDDLERS ASSOCIATION, 83 GOODWIN AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding the proposed ordinance regulating the conduct of peddlers and vendors. He said the Newark Peddlers Association would like some input in this matter. They are requesting to meet with the Municipal Council to present their proposal.

July 11, 1979

6-HC-r.

MS. BENITA KIMBROUGH, JUNIOR PRESIDENT, LITTLETON AVENUE BLOCK ASSOCIATION, 293 LITTLETON AVENUE, NEWARK, NEW JERSEY, stated they do not have a play street in their area. She requested a recreation area in their neighborhood.

Councilman Johnson said no one is more concerned about play streets than he. There are over 40,000 children of Ms. Kimbrough's age in his ward. However, there are some restrictions. The Council has been very concerned about the amount of money put forth in recreation. Each Councilman has five play streets for this year. Applications came into his office in early Spring and they checked every application submitted. At that time, they sat down and allocated one play street in each corner. They are continuing to rotate play streets throughout the Wards so everyone will have an opportunity to have a play street. Recreation right now is considered a low priority by Administration. Councilman Johnson added they never saw an application by this association.

Councilman Carrino requested the City Clerk to forward to Business Administrator Hill a copy of the motion adopted by the Municipal Council at their regular meeting April 18, 1979, requesting the City Administration to have present at all future Municipal Council meetings knowledgeable representatives from all City departments and from the Office of Consumer Action to receive and act on complaints and concerns of citizens of our City.

The Council noted that no representative of Administration was present at this meeting to receive any complaints or concerns of citizens of our City.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE FELISE, MURPHY & COMPANY CONTRACT, UDAG GRANT NO. B-79-AA-34-0130.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR IMPLEMENTATION OF "SUPPORTED WORK/NEWARK RECYCLING, INC. PROJECT" (RESOLUTION 7-R-c, APRIL 4, 1979). (SLEPA-\$120,000., STATE BUY-IN-\$6,666., LOCAL CASH-\$6,666. (LOCAL CASH MATCH OF 5% TO BE PROVIDED BY IMPLEMENTING AGENCY), TOTAL-\$133,332.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, WHEREBY THE COLLEGE SHALL ASSUME FULL RESPONSIBILITY FOR PROVISION OF EMERGENCY MEDICAL TRANSPORTATION SERVICES TO ALL CITIZENS OF CITY OF NEWARK; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK TO COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY UNDER AFORESAID CONTRACT SHALL BE A ONE-TIME PAYMENT OF \$438,000. (AUTHORIZATION TO ENTER INTO AFORESAID CONTRACT CONDITIONED UPON AWARD AND ACCEPTANCE BY CITY OF A GRANT FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, OF H.C.D.A. FUNDS FOR YEAR V, WHICH GRANT CONTAINS ALLOCATION FOR FUNDS TO SUPPORT THIS CONTRACT; FURTHER CONDITIONED ON RECEIPT BY CITY CLERK OF REQUIRED CERTIFICATION FROM MUNICIPAL COMPTROLLER, IN COMPLIANCE WITH N.J.S.A. 40A:4-57) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Carrino said Health and Welfare Director Morgan felt that New Jersey College of Medicine and Dentistry President Bergen will not accept this agreement. However, Health and Welfare Director Morgan felt the Council should adopt this resolution to give him a bargaining tool to sit down with Dr. Bergen and try to work out some kind of an agreement. Evidently Dr. Bergen wants the continuance of funds annually in order to take over the emergency medical transportation services to citizens of Newark. The City's position is to give it a one-shot funding and then have the College of Medicine and Dentistry of New Jersey take over the funding in the future. Councilman Carrino felt it is irregular for them to do this but Health and Welfare Director Morgan

July 11, 1979

requested the Council adopt this resolution so that he can go to Dr. Bergen with the agreement that the ambulance services be taken over by the hospital and negotiate with Dr. Bergen to see if the State will take over the funding eventually. The worst that could happen is that Dr. Bergen not agree to sign this agreement and it will become void.

Councilman James said the only problem he sees is that they are voting to terminate emergency medical services in the City of Newark and turn it over to a person, formerly part of Newark's program, without any documentation whether it will be more successful and if it will provide better services to the citizens. If the Council votes for this resolution and then Dr. Bergen refuses to accept emergency medical services without money, then the Council has given an expression that they do not want it and they will have it. Councilman James felt it would be very demoralizing to the workers to know that this body voted to terminate their services and then it is rejected by the College of Medicine and Dentistry of New Jersey. He contended they are putting the cart before the horse. They should know if the College will accept the workers prior to saying yes or no.

Councilman Carrino related both Health and Welfare Director Morgan and Mayor's Policy and Development Office Executive Director Allen indicated the ambulance service will not be considered part of HCDA next year, so if they decide to keep the ambulance service they will not have the money funded next year. Councilman Carrino felt if they just sit and do nothing, the workers are going to be terminated anyway the first of the year because they will not be able to put money into the specific ambulance service.

Councilman Carrino reiterated Health and Welfare Director Morgan requested the Council adopt this resolution so that he can at least try to work out some way with the College of Medicine and Dentistry of New Jersey for them to pick up the ambulance service, or else the City will have to come up with \$600,000. out of the Municipal Budget next year.

Councilman James remarked he understood Health and Welfare Director Morgan's remarks too. However, he posed the question if the City of Newark deemed they need emergency medical services. If they do not get HCDA funds, it would be incumbent upon the Council to find the funds. If this service is vital to the City of Newark, then maybe they need to include it in the Municipal Budget and take out some of the other fat.

Councilman Carrino asserted there is no question Newark needs the emergency medical transportation services. The College of Medicine and Dentistry of New Jersey

are the logical people to provide this service. The Council should at least give this matter consideration. Newark has volunteer ambulance squads. The City of Newark should not be in a business of providing ambulance service and he does not think they should put themselves in a situation to spend \$1/2 million to provide duplication of services. If the College cannot provide the service adequately, then that is something else. The College should be given the opportunity to provide the service and get the City out of the business. At this point, they have a tentative choice, they should explore the matter.

Councilman Tucker recalled one of the primary reasons for establishing the Emergency Medical Services was the failure of the College to do an effective job. Also, they should not forget the discussion they had at the pre-meeting conference. He finds it somewhat incomprehensible in regard to dealing with Health and Welfare Director Morgan because at the time when Dr. Bergen was present, it was his opinion that if he was able to replace the ambulances which were in poor condition, they would be able to provide a comprehensive service. Dr. Bergen indicated, at that time, if the Mayor's Policy and Development Office did not give him the money, they would not be able to do an effective job because the ambulances consistently broke down. Councilman Tucker contended he does not deny the fact the emergency medical services program is bad or that the ambulances are in poor condition. He just questions the value of turning it over to the College of Medicine and Dentistry of New Jersey especially after Dr. Bergen indicated to the Council that if given the money then they will negotiate directly with the State to have the State pick up the cost, and subsequently Newark will not have to involve itself on an annual basis dealing with ambulance service.

Councilman Tucker said the question now is that Dr. Bergen is saying to give them the ambulance service but to make sure the City maintains the commitment to fund it. Councilman Tucker queried, "If they are asking for money to fund it every year, why do we need them?" He believed this is another form of contract government where Administration wants to get rid of another municipal entity. Councilman Tucker indicated he would vote in the negative on this resolution.

Councilman Carrino reiterated he doubts very much if Dr. Bergen or the College is going to accept this resolution with the one year funding. The only reason he recommends the adoption of this resolution is to give the Director of Health and Welfare a negotiating tool to at least come up with a solution before they have to terminate employees next year.

The motion to adopt the resolution was declared adopted by President Harris by

July 11, 1979

the following votes:

Yes: Councilmen Bottone, Carrino, Johnson, Martinez, Villani, President Harris.

No: Councilmen Grant, James, Tucker.

7-R-d. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT WITH AERODYNE ENGINEERING INC., 845 U. S. HIGHWAY 46, CLIFTON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR HVAC WORK FOR NEWARK HEALTH SERVICES CENTER, CONTRACT 78-35R (RESOLUTION 7-R-ca, JUNE 6, 1979) IN AMOUNT NOT TO EXCEED \$595,489. INCLUDING DEDUCT ALTERNATE NUMBER THREE IN AMOUNT OF \$2,500. (FUNDS PROVIDED FOR BY U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT AGENCY LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977; (F.P.N.J. 01-51-22110) FUND 55, DEPARTMENT 96, AGENCY 52, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Engineering Director Zach met with the Council June 26, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Councilman Tucker requested the City Clerk ask Engineering Director Zach to provide the Council with the approximate date for completion of the Newark Health Services Center.

7-R-e. RESOLUTION DIRECTING THE FINANCE DIRECTOR TO REFUND \$55. TO CHURCH OF UNIVERSAL BROTHERHOOD FOUNDATION DUE TO CANCELLATION OF RAFFLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 157-171 NEW JERSEY RAILROAD AVENUE, BLOCK 915, LOT 2, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEWARK CONSTRUCTION, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

July 11, 1979

A motion to reject this resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION APPROVING APPLICATION AND PLAN OF LIVINGSTON HOMES ASSOCIATES, A NEW JERSEY LIMITED PARTNERSHIP, FOR PREMISES 18-32 - 17TH AVENUE, BLOCK 2550, LOT 1; 152-166 IRVINE TURNER BOULEVARD, BLOCK 2551, LOT 14; 168-184 IRVINE TURNER BOULEVARD, BLOCK 2568, LOT 1; 194-200 BELMONT AVENUE, BLOCK 2568, LOT 27 AND 202-210 BELMONT AVENUE, BLOCK 2568, LOT 35, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, CONSTRUCTION OF A LOW AND MODERATE INCOME HOUSING DEVELOPMENT, EMBRACING 42 TWO-STORY FAMILY BUILDINGS WITH APPROXIMATELY 84 DWELLING UNITS WITH AN INTENDED MIX OF 60 TWO-BEDROOM APARTMENTS, 14 THREE-BEDROOM APARTMENTS AND 10 FOUR-BEDROOM APARTMENTS; GRANTING EXEMPTION FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 44:14J-20 AND N.J.S.A. 55:16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF THE PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY HUD, TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH THE PROVISIONS OF THE TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF PERSONNEL TO ENTER INTO CONTRACT WITH DOUGLAS GUERNSEY, C.L.U., 1005 CLIFTON AVENUE, CLIFTON, NEW JERSEY, TO PROVIDE ANALYSIS AND RECOMMENDATIONS WITH RESPECT TO CURRENT MEDICAL PROGRAMS IN CITY OF NEWARK AND MAKE RECOMMENDATIONS AS TO FEASIBILITY OF SELF-INSURANCE IN MEDICAL AREA BY CITY OF NEWARK, FOR \$6,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" PURSUANT TO N.J.S.A. 40A:11-5 (1) (a) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, and to invite Business Administrator Hill, Personnel Director Veltri and Principal Personnel Technician Monahan to meet with the Municipal Council at their special conference July 17, 1979 to discuss this matter, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

July 11, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The Council directed the City Clerk to request Corporation Counsel Perillo to submit a current status report to the Governing Body relating to the City of Newark's self-insurance program.

7-R-1. RESOLUTION CONCURRING IN REQUEST OF SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITOR FOR CITY OF NEWARK, FOR AN ADDITIONAL EXTENSION OF THE FILING DATE OF THE 1978 AUDIT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 2,500 SQUARE FEET OF OFFICE SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27 AND 28, SECOND FLOOR, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF NINE THOUSAND SIX HUNDRED DOLLARS (\$9,600.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (THE BI-LINGUAL INSTITUTE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 535 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 11 HILL STREET, BLOCK 93, LOT 44, SUITE 104, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF FOUR THOUSAND ONE HUNDRED AND SEVENTY-THREE DOLLARS (\$4,173.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-1. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LARRIE W. STALKS, SECRETARY, CENTRAL PLANNING BOARD, OFFICE OF THE MAYOR, FOR PERIOD BEGINNING JULY 1, 1979 AND ENDING DECEMBER 31, 1979. (ELECTED REGISTER OF ESSEX COUNTY - FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL AT PUBLIC AUCTION .RECOVERED AND UNCLAIMED MOTOR VEHICLES, 75 JUNK VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO CONTRACT WITH FRANCIS R. ROVER, AN INDIVIDUAL, T/A F. ROVER & SON, 516 CENTRAL AVENUE, HARRISON, NEW JERSEY, BEST OFFER MADE, FOR SALE OF SCRAP METALS RECOVERED BY NEWARK DEMOLITION TEAM PROJECT DURING COURSE OF THEIR DEMOLITION WORK, QUOTED PRICE \$10.25 PER TON, FOR TERM OF ONE YEAR EFFECTIVE UPON APPROVAL BY MUNICIPAL COUNCIL, PROVIDED CONTRACTOR HAS POSTED REQUIRED INSURANCE CERTIFICATES; ALL MONIES RECEIVED FROM SALE OF SCRAP METALS SHALL BE DEPOSITED TO GENERAL FUND OF CITY-MISCELLANEOUS REVENUES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SUMMER FOOD SERVICE PROGRAM, \$3,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

July 11, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION ESTABLISHING "NO PASSING" ZONES PROHIBITING PASSING IN BOTH DIRECTIONS ALONG GRAFTON AVENUE, BETWEEN BRANCH BROOK PLACE AND N. J. ROUTE 21 (SOUTH-BOUND); HELLER PARKWAY, BETWEEN NORTH 6TH STREET/FRANKLIN AVENUE AND SUMMER AVENUE; AND MONTCLAIR AVENUE, BETWEEN BRANCH BROOK PLACE AND BROADWAY, PURSUANT TO SECTION 39:4-197(2)b OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION DESIGNATING STOP INTERSECTIONS WITHIN VARIOUS LOCATIONS OF THE CITY AND MARKED AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION DESIGNATING INTERSECTION OF WALL STREET AND PATTERSON STREET AS A STOP INTERSECTION AND MARKED, AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY; AND STOP SIGNS INSTALLED ON PATTERSON STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-R-s.

RESOLUTION RATIFYING ACCEPTANCE OF A GRANT AWARD FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, FOR PERIOD JULY 1, 1979 TO JULY 11, 1979 (RESOLUTION 7-R-bm, JUNE 6, 1979) AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT FROM STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, FOR IMPLEMENTATION OF HEALTH EDUCATION PROGRAM, PROMOTE AND PROVIDE IMMUNIZATION, PROVIDE HEALTH SUPERVISION FOR INFANTS AND PRE-SCHOOL CHILDREN, PUBLIC HEALTH OBSTETRICAL SERVICES, CONTROL ACUTE COMMUNICABLE DISEASES, HEALTH SERVICES FOR SCHOOL AGE CHILDREN, CONTROL TUBERCULOSIS, VENEREAL DISEASE AND LEAD POISONING IN CHILDREN AND ANY OF 10 ACTIVITIES LISTED WITHIN CHRONIC ILLNESSES, FOR PERIOD JULY 12, 1979 TO JUNE 30, 1980, IN SUM OF \$195,100. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$475. TO ROBERT B. ALAMA, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO MR. ALAMA'S CAR WHICH WAS STRUCK BY A CITY-OWNED VEHICLE WHILE PARKED IN FRONT OF 157 VERONA AVENUE ON OR ABOUT OCTOBER 10, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,250. TO MICHAEL PHELPS AND RUTGERS CONSTITUTIONAL LITIGATION CLINIC, 15 WASHINGTON STREET, NEWARK, AND DRAFT IN SUM OF \$750. PAYABLE TO KEITH MARTIN AND RUTGERS CONSTITUTIONAL LITIGATION CLINIC, 15 WASHINGTON STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF SUIT BY MICHAEL PHELPS AND KEITH MARTIN INSTITUTED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY ALLEGING THEY WERE FALSELY ARRESTED AND DENIED THEIR CIVIL RIGHTS BY NEWARK POLICE OFFICERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

July 11, 1979

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.                    RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION TO LAW ENFORCEMENT ASSISTANCE ADMINISTRATION, THROUGH STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA), FOR FUNDS TO CONTINUE PROJECT ENTITLED "NRHA 24 HOUR COMPREHENSIVE SECURITY PROGRAM." (SLEPA (FEDERAL)-\$228,727., STATE, LOCAL REQUIRED CASH-\$136,525., TOTAL-\$365,252.) (NO EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.                    RESOLUTION AUTHORIZING THE MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO A CONTRACT WITH WALTER K. FRYE, CERTIFIED PUBLIC ACCOUNTANTS, 24 COMMERCE STREET, NEWARK, TO PERFORM FINAL AUDITS OF PROJECTS DESIGNATED REHABILITATION OF POLICE/COURT COMPLEX-\$3,750. AND NEWARK CENTRALIZED HEALTH CARE FACILITY-\$3,750., TOTAL-\$7,500., TO BE PAID FROM AUDIT LINE IN THE LOCAL PUBLIC WORKS GRANT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$60. TO POLICEMEN'S BENEVOLENT ASSOCIATION, LOCAL NO. 3 AND ZAZZALI, ZAZZALI & WHIPPLE, ESQS., GATEWAY 1, NEWARK, FOR ARBITRATION AWARD CONFIRMED BY JUDGE ARTHUR C. DWYER, SUPERIOR COURT, CHANCERY DIVISION, ON MARCH 26, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 770 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, SUITE 1003, BLOCK 18, LOTS 27 AND 28, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF THREE THOUSAND SIX HUNDRED THREE DOLLARS AND NINETY-SIX CENTS (\$3,603.96) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a).  
(KRAWEN CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 1,200 SQUARE FEET OF OFFICE SPACE OF CITY-OWNED PROPERTY LOCATED AT 11 HILL STREET, BLOCK 93, LOT 44, SUITE 301, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF FOUR THOUSAND EIGHT HUNDRED DOLLARS (\$4,800.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979.  
(JOHN P. LIMA, BARRY J. COLICELLI, DENNIS SMITH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT A CHECK IN AMOUNT OF \$100. PAYABLE TO CITY OF NEWARK FROM HAGGERTY & DONAHUE, ESQS., 2204 MORRIS AVENUE, UNION, COUNSEL FOR TOBACK DEFENDANTS, UPON EXECUTION OF A GENERAL RELEASE AND A STIPULATION OF SETTLEMENT BY CITY OF NEWARK, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO CITY TRAFFIC SIGNAL EQUIPMENT LOCATED AT INTERSECTION OF FRELINGHUYSEN AVENUE AND WRIGHT STREET, WHICH WAS STRUCK BY VEHICLE OWNED BY THURMAN BALDWIN AFTER HIS VEHICLE COLLIDED WITH VEHICLE OWNED BY JAMES R. TOBACK, WHICH WAS BEING DRIVEN BY JEANNE TOBACK, HIS WIFE.

July 11, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$400.

PAYABLE TO CHARLES MAE OUTSEY, 369 PARK AVENUE, APARTMENT D-19, ORANGE, NEW JERSEY, REFUND OF DEPOSIT PAID TO CITY OF NEWARK ON OCTOBER 26, 1978 FOR PURCHASE OF PROPERTY 570 - 15TH AVENUE, BLOCK 329, LOT 29. (FEDERAL LIEN ON PROPERTY - WITHDRAWN FROM AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM

OF \$5,600. PAYABLE TO MICHAEL CISERO, AND HIS ATTORNEY, RICHARD A. WALSH, GATEWAY ONE, SUITE 2606, NEWARK, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY AND PROPER BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR PROPERTY DAMAGE ALLEGEDLY INCURRED AS RESULT OF WRONGFUL DEMOLITION, TO PROPERTY 22-24-24A CUTLER STREET, NEWARK, WITHOUT PROPER NOTIFICATION TO OWNERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT

OF \$200. TO GEORGE DIAMOND, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO MOTOR VEHICLE OWNED BY GEORGE DIAMOND WHICH WAS MAKING A LEFT HAND TURN INTO SOUTH ORANGE AVENUE, WHICH WAS STRUCK BY A CITY-OWNED TRUCK TRAVELLING EAST ON SOUTH ORANGE AVENUE, ON OR ABOUT JULY 3, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$4,000.

PAYABLE TO LELA COLEY AND HER ATTORNEYS, GELTZEILER, MANDEL, POSS AND DAVIS, ESQUIRES, 17 ACADEMY STREET, NEWARK, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR PERSONAL INJURIES ALLEGEDLY SUSTAINED BY LELA COLEY, ON DECEMBER 1, 1979, WHEN SHE TRIPPED AND FELL ON A BROKEN SIGN POST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH

ACME CLEANING SERVICE, INC., 96 LINDEN AVENUE, SPRINGFIELD, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE JANITORIAL MAINTENANCE SERVICES FOR #2 CEDAR STREET, #32 GREEN STREET AND SYMPHONY HALL, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, AT COST NOT TO EXCEED \$100,000., EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT. (\$50,000. ENCUMBERED FROM 1979 OPERATING BUDGET OF DIVISION OF PUBLIC PROPERTY FOR SERVICE TO BE PERFORMED AS NEEDED DURING CURRENT BUDGET PERIOD; BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM SOCIETA

VALLIATES DI MUTUO SOCCORSO, A NON-PECUNIARY PROFIT CORPORATION, OWNER OF PREMISES 932 SOUTH ORANGE AVENUE, BLOCK 4063, LOT 15, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-R-bi.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$105.95 TO LEE BRAFF, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT FOR DAMAGES INCURRED TO HER MOTOR VEHICLE PARKED IN MUNICIPAL PARKING LOT A, NEWARK, WHICH WAS STRUCK BY A CITY-OWNED MOTOR VEHICLE ON OR ABOUT OCTOBER 10, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.            RESOLUTION RATIFYING ACTION TAKEN AT JUNE 26, 1979 SPECIAL MEETING (RESOLUTION 7-R-b) AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES TO PROVIDE A WORD PROCESSING PROGRAM, FOR PERIOD FEBRUARY 20, 1979 THROUGH SEPTEMBER 10, 1979, FOR AMOUNT NOT TO EXCEED \$50,400. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.            RESOLUTION RATIFYING ACTION TAKEN AT JUNE 26, 1979 SPECIAL MEETING (RESOLUTION 7-R-b-1) AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH THE NEW HOPE DEVELOPMENT CORPORATION, FOR PURPOSE OF CONTINUING MINORITY CONTRACTORS AND CRAFTSMEN TRADE ASSOCIATION PROJECT, FOR PERIOD JUNE 2, 1979 TO MAY 31, 1980, FOR AMOUNT NOT TO EXCEED \$225,000. (NEW HOPE DEVELOPMENT CORPORATION SHALL RECEIVE FUNDS TALLING \$225,000. FROM MPDO/CDA TO CARRY OUT STATED SERVICES) (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-bl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,781.28 TO KENNETH ROX AND ZAZZALI, ZAZZALI & WHIPPLE, ESQS., GATEWAY 1, NEWARK, FOR RETROACTIVE SALARY (PLUS INTEREST) DUE KENNETH ROX, NEWARK POLICE OFFICER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND IRONBOUND COMMUNITY CORPORATION, 95 FLEMING AVENUE, NEWARK, FOR DELIVERY OF PEDIATRIC HEALTH ASSESSMENT SERVICES, FOR PERIOD APRIL 16, 1979 TO JULY 11, 1979 AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH IRONBOUND COMMUNITY CORPORATION, FOR DELIVERY OF PEDIATRIC HEALTH ASSESSMENT SERVICES, FOR PERIOD JULY 12, 1979 TO APRIL 15, 1980; MAXIMUM AMOUNT TO BE PAID \$23,860.98. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO EXECUTE CONTRACT WITH CHARLES G. ASHJIAN, ESQ., 51 NEW STREET, NEWARK, FOR PROFESSIONAL SERVICES WITH RESPECT TO PREPARATION OF PLEADINGS, SEARCHES AND OTHER DOCUMENTS NECESSARY TO FORECLOSE IN REM APPROXIMATELY 850 PROPERTIES, FOR \$12,500., APPROPRIATED FOR THIS PURPOSE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO N.J.S. 40A:11 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-R-bo. RESOLUTION GRANTING TAX EXEMPTION, UNDER PROVISIONS OF CHAPTER 12, P. L. 1977, TO COMMENCE JANUARY 1, 1980, AND TERMINATING DECEMBER 31, 1984 FOR PREMISES 185-187 WASHINGTON STREET, BLOCK 69, LOT 41, ON TAX MAP, PURSUANT TO ORDINANCE 6-S & F-b ADOPTED MAY 17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h ADOPTED SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION GRANTING TAX EXEMPTION, UNDER PROVISIONS OF CHAPTER 12, P. L. 1977, TO COMMENCE JANUARY 1, 1980 AND TO END DECEMBER 31, 1984, FOR PREMISES 519 BROADWAY, BLOCK 678, LOT 1, ON TAX MAP, PURSUANT TO ORDINANCE 6-S & F-b ADOPTED MAY 17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h ADOPTED SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION BY THE CORPORATION COUNSEL RECOMMENDING IT TO BE IN THE BEST INTEREST OF CITY TO AMICABLY ADJUST A SUIT BY THE CITY OF PATERSON ET AL. V STATE OF NEW JERSEY ET AL., WITH REFERENCE TO DETERMINING AMOUNT OF MONEY DUE TO CITY OF NEWARK FROM PASSAIC VALLEY SEWERAGE COMMISSIONERS, PURSUANT TO N.J.S.A. 58:14-15 (IN LIEU TAX PAYMENT), WAIVING ANY MONIES DUE IT FOR YEAR 1976 TO MARCH 14, 1979; AND FURTHER THAT PLAINTIFF MUNICIPALITIES AND PASSAIC VALLEY SEWERAGE COMMISSIONERS SHALL NOT CHALLENGE THE CONSTITUTIONALITY OF N.J.S.A. 48:14-15 AS AMENDED BY P. L. 1979, CHAPTER 40.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION CANCELLING UNCOLLECTED PROTESTED CHECKS IN AMOUNT OF \$20,574.83 AND CHARGING SAME TO BUDGET OPERATION ACCOUNT. (1971-\$191.26, 1972-\$1,187.08, 1973-\$3,059.04, 1974-\$6,052.09, 1975-\$5,928.10 AND 1976-\$4,157.26)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution returned to Administration June 6, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER NO. 1, CONSTRUCTION OF ADDITIONAL MANHOLE NO. 1 AND MANHOLE NO. 2, IN AN AMOUNT OF \$2,000.00; CHANGE ORDER NO. 2, REMOVAL AND REPLACEMENT OF 12 INCH SEWER LINE IN AN AMOUNT OF \$11,625.00; AND CHANGE ORDER NO. 3 DELETION OF ITEM NO. 7 PAVEMENT REPLACEMENT, FROM THE ORIGINAL CONTRACT IN AN AMOUNT OF \$4,190.00 WITH CONDRAIN CONSTRUCTION COMPANY, INC., AND AUTHORIZING THE DIRECTOR OF ENGINEERING TO EXCEED THE ORIGINAL CONTRACT PRICE OF \$48,303.00, AS SET FORTH IN RESOLUTION NO. 7-R-dw, DECEMBER 6, 1978, MAGAZINE STREET SEWER REPAIR, BY AN AMOUNT OF \$6,094.90, TO PAY FOR ADDITIONAL COSTS DUE TO CHANGE ORDERS NO. 1, NO. 2 AND NO. 3; ADDITIONAL FUNDS WILL BE PROVIDED FOR BY FUND 51, DEPARTMENT 11, AGENCY 01, ACCOUNT 142.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AN AMENDED CONTRACT WITH CERAMI CONSTRUCTION COMPANY, 15 RAYMOND STREET, BELLEVILLE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR GENERAL CONSTRUCTION WORK FOR NEWARK POLICE AND COURTS BUILDING, CONTRACT 78-39GC (RESOLUTION 7-R-bc, JUNE 6, 1979), FOR TOTAL OF \$1,238,000. (FUNDS PROVIDED BY U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT AGENCY, LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977 (F.P.N.J. 01-51-21840) FUND 55, DEPARTMENT 96, AGENCY 55, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-R-bu.            RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY CONSTITUTING 30 AND 32 FIRST STREET, IN BLOCK 1840, LOTS 12 AND 13, NEWARK, NEW JERSEY AND AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.            RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROEPRTY CONSTITUTING 207-211 AND 213-223 NEW JERSEY RAILROAD AVENUE, BLOCK 918, LOTS 1 AND 10, NEWARK, NEW JERSEY AND AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.            RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 44-46 COMMERCE STREET, BLOCK 145, LOT 36, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE OF ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (SAASAAN AND ASSOCIATES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.            RESOLUTION AUTHORIZING THE IN BULK SALE OF CITY-OWNED PROPERTIES DESCRIBED ON ANNEXED EXHIBIT "A" AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-R-by.            RESOLUTION ACCEPTING BID OF ASSOCIATED AUTO BODY AND TRUCKS, INC. FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS THAT PORTION OF THE MORRIS CANAL BED ABUTTING THE REAR OF LOT 1, IN BLOCK 2407, NEWARK, NEW JERSEY, FOR \$2,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A" TOTALING \$227,570., BEING THE HIGHEST BIDS. (CITY OF NEWARK/SUPER AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca.            RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM THE NEW JERSEY STATE DEPARTMENT OF EDUCATION (RESOLUTION 7-R-w, APRIL 18, 1979) FOR IMPLEMENTATION OF NEWARK SUMMER FOOD PROGRAM FOR CHILDREN, FOR PERIOD JULY 9, 1979 TO JULY 11, 1979; AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION A GRANT IN SUM OF \$1,106,076., IN ORDER TO IMPLEMENT THE NEWARK SUMMER FOOD PROGRAM FOR CHILDREN, AND TO ENTER INTO AND EXECUTE A GRANT-IN-AID AGREEMENT TO EFFECT SAID ACCEPTANCE, FOR PERIOD JULY 12, 1979 TO SEPTEMBER 28, 1979. (NO MATCH REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.            RESOLUTION AUTHORIZING FORECLOSURE OF PROPERTIES BY SUMMARY PROCEEDINGS, IN REM, AS PROVIDED IN IN REM TAX FORECLOSURE ACT (1948) R. S. 54:5-104.29 ET SEQ., ELIGIBLE TAX SALE CERTIFICATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

32  
July 11, 1979

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.            RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH FRANCES PENNELL, FOR DELIVERY OF CONSULTANT SERVICES TO EVALUATE PRESENT OPERATION OF NEWARK PUBLIC HEALTH LABORATORY AND TO MAKE RECOMMENDATIONS AND OUTLINE STRATEGIES FOR ACHIEVING A COST EFFECTIVE AND EFFICIENT LABORATORY, FOR PERIOD JULY 12, 1979 TO AUGUST 24, 1979; MAXIMUM AMOUNT TO BE PAID \$2,200. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-3)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd.            RESOLUTION ACCEPTING BID OF THE CORRAL, INC. TO LEASE APPROXIMATELY 1,000 SQUARE FEET OF COMMERCIAL FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 195 BLOOMFIELD AVENUE, BLOCK 536, LOT 1, NEWARK, NEW JERSEY, FOR \$175.00 PER MONTH FOR A TWO (2) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE ATTACHED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.            RESOLUTION URGING GOVERNOR BYRNE, MEMBERS OF THE STATE LEGISLATURE AND OTHER GOVERNMENTAL OFFICIALS TO TAKE ALL NECESSARY STEPS TO INSURE THE CONTINUED OPERATION OF THE OBSTETRICAL DEPARTMENT OF UNITED HOSPITALS OF NEWARK, NEW JERSEY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.            RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH B.C.F. ENTERPRISES, INC., 3 WILLIAM STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, TO PERFORM A CLERICAL SKILLS TRAINING PROGRAM, FOR PERIOD JULY 15, 1979 TO OCTOBER 15, 1979; AMOUNT NOT TO EXCEED \$180,654. (SOURCE OF FUNDS - 1978 AMENDMENT OF COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III (SUBPART B))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, SUPPORTED WORK/NEWARK RECYCLING INC., SUB-GRANT NO. AD6 979, PROJECT NO. 3615, \$126,666.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUBLIC HEALTH PRIORITY FUNDING, \$195.100.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SUMMER FOOD SERVICE PROGRAM (AGREEMENT #32-79), \$1,106,076.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

July 11, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO RELEASE THE \$500. DEPOSIT TO J & Z ENTERPRISES, INC.; WHEREIN J & Z ENTERPRISES, INC. ENTERED INTO CONTRACT WITH CITY OF NEWARK, FOR USE OF IRONBOUND RECREATION CENTER, JULY 1, 1979, IN COMPLIANCE WITH PARAGRAPH NINE OF THE CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ck. EMERGENCY RESOLUTION APPROPRIATING \$8.129., DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS-\$1,268., DEPARTMENT OF POLICE-\$6,000., OFFICE OF THE MAYOR AND AGENCIES, DIVISION OF HUMAN RIGHTS-\$686., DEPARTMENT OF RECREATION AND PARKS, DIVISION OF RECREATION PROGRAM-\$175., TO PROVIDE SUFFICIENT MAINTENANCE AND SECURITY SERVICES AT THE IRONBOUND STADIUM FOR CERTAIN EVENTS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1980 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Grant, James, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, Johnson, Martinez.

Councilman Grant said it is unfortunate that the City of Newark has to work from a hindsight position. The only reason they have incurred these added expenses, as they said last week or the week before, was because of the unnecessary preliminary advertising in a negative manner as to the gospel concert. This concert lost money. Councilman Grant said he hopes the entire situation has served as a tremendous lesson for them and the agencies responsible for drawing up the necessary documents to insure fiscal restraint in the future. The personnel supplied by the promoters was more than adequate to take care of the situation.

Councilman Carrino questioned who gave the Police Department and Human Rights Commission the authority to go ahead and spend money, which they did not have, to provide



July 11, 1979

this manpower. He asserted this is an emergency resolution appropriating funds. No one came to the Council to say they were going to require extra expenditure for this concert.

President Harris directed the City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker, Corporation Counsel Perillo, Finance Director Jones, Police Director Williams, General Services Director Toma, Recreation and Parks Director Washington, Acting Municipal Comptroller Riley, Assistant Municipal Comptroller Bowen and Supervising Budget Examiner Vanitsky to meet with the Municipal Council at their special conference July 17, 1979 to discuss this matter.

The City Clerk pointed out the Division of Local Government Services will have to approve this appropriation and they will have to substantiate the fact that this is an emergency which was not contemplated at the time the budget was adopted.

7-R-cl.                    RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED PROPOSED BUDGET REVISION REQUEST; FUNDS NECESSARY TO IMPLEMENT THE ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY THE STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.                    RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS NECESSARY TO IMPLEMENT THE ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-R-cn.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS  
IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF GENERAL SERVICES, DIVISION OF SURPLUS  
PROPERTY, SALARIES AND WAGES, SERVICES BY CONTRACT OR AGREEMENT, MATERIALS AND SUPPLIES;  
DEPARTMENT OF FINANCE, DIVISION OF REVENUE COLLECTIONS, SALARIES AND WAGES, MISCELLANEOUS-  
PUBLIC LAND AUCTION TO DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY, SALARIES  
AND WAGES, SERVICE BY CONTRACT OR AGREEMENT, MATERIALS AND SUPPLIES, MISCELLANEOUS-  
PUBLIC LAND AUCTION; BUDGET CORRECTION REQUESTED DUE TO TRANSFER OF DUTIES OF DIVISION  
OF SURPLUS PROPERTY, DEPARTMENT OF GENERAL SERVICES TO THE OFFICE OF REAL PROPERTY,  
DEPARTMENT OF ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-co.                    RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY  
STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF THE NC-4 COMMENCEMENT AND TRAINING  
PROJECT TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS  
NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM  
SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTI-  
TUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cp.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS  
IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF HEALTH AND WELFARE, OFFICE OF DIRECTOR,  
OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, CODE 141 TO UNCLASSIFIED OPERATIONS,  
ALCOHOLISM PROGRAM; TO PROVIDE FOR CITY CASH MATCH FUNDS FOR ALCOHOLISM PROGRAM (CONTRACT  
NO. 79-404-ALC).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, ALCOHOLISM PROGRAM (CONTRACT NO. 79-404-ALC), \$69,552.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION RECOGNIZING MR. GEORGE W. SCOTT, ON THE OCCASION OF HIS RETIREMENT FROM THE NEW JERSEY COLLEGE OF MEDICINE AND DENTISTRY AFTER TWENTY YEARS OF SERVICE TO THE CITIZENS OF THE CITY OF NEWARK; FURTHER, THE MUNICIPAL COUNCIL TAKES GREAT PLEASURE IN ACKNOWLEDGING MR. SCOTT'S NUMEROUS ACHIEVEMENTS AS A PRODUCTIVE AND ACTIVE MEMBER OF THE AMERICAL LEGION AND A COMMUNITY LEADER FOR 21 YEARS IN THE THIRD DISTRICT OF THE CENTRAL WARD; IN ADDITION, GEORGE W. SCOTT HAS BEEN ASSOCIATED WITH THE BOY SCOUTS OF AMERICA FOR 40 YEARS, INCLUDING SERVICE AS A SCOUTMASTER, DISTRICT TRAINING CHAIRMAN AND RECIPIENT OF NUMEROUS HONORS, INCLUDING THE PRESTIGIOUS "SILVER BEAVER" AWARD, THE HIGHEST ADULT AWARD IN SCOUTING; FINALLY, COUNCIL JOINS WITH GEORGE W. SCOTT'S FAMILY, FRIENDS AND ASSOCIATES IN WISHING HIM HEALTH, PROSPERITY AND A FUTURE AS RICH AND REWARDING AS HIS PAST, was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION STRONGLY URGING GOVERNOR BRENDAN T. BYRNE AND ALL MEMBERS OF THE STATE LEGISLATURE FROM ESSEX COUNTY TO SUPPORT PASSAGE OF SENATE BILL #3209 WHICH IS OF VITAL IMPORTANCE TO THE CITY OF NEWARK AS WELL AS OTHER MUNICIPALITIES IN THE STATE OF NEW JERSEY; THE PURPOSE OF THIS BILL IS TO REQUIRE COUNTIES TO MAKE IN-LIEU OF TAX PAYMENTS TO MUNICIPALITIES WITH RESPECT TO COUNTY OWNED PROPERTY WITHIN MUNICIPAL BORDERS; THESE PAYMENTS WILL COMPENSATE MUNICIPALITIES FOR THE IMPACT UPON LOCAL GOVERNMENT COSTS OF SERVICES PROVIDED TO SUCH COUNTY PROPERTY; ON PASSAGE OF S-3209, ESSEX COUNTY WOULD BE REQUIRED TO MAKE IN-LIEU OF TAX PAYMENTS TO THE CITY OF NEWARK ON MORE THAN \$87 MILLION WORTH OF PROPERTY THE COUNTY MAINTAINS WITHIN THE CONFINES OF OUR CITY, was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

July 11, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.            A MOTION DIRECTING THE CITY CLERK TO REQUEST MAYOR GIBSON, BUSINESS ADMINISTRATOR HILL, MAYOR'S POLICY AND DEVELOPMENT OFFICE DIRECTOR ALLEN, ENGINEERING DIRECTOR ZACH AND ADMINISTRATIVE AIDE WALLACE WHITE TO MEET WITH MRS. ELIZABETH ARMSTRONG OF 171 ELIZABETH AVENUE, NEWARK, NEW JERSEY, IN CONNECTION WITH PROBLEMS FACING THE 188-190 ELIZABETH AVENUE COMMUNITY CENTER, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d.            A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH POLICE DIRECTOR WILLIAMS, FIRE DIRECTOR CAUFIELD AND HEALTH AND WELFARE DIRECTOR MORGAN AND REQUEST THAT THEY IMMEDIATELY COMMENCE AN INVESTIGATION CONCERNING ALLEGATIONS MADE TO THE COUNCIL AT ITS MEETING OF JULY 11, 1979, REGARDING THE USE OF NARCOTICS IN MOVIE THEATERS IN THE CITY OF NEWARK AND THAT APPROPRIATE INSPECTIONS BE MADE OF SANITARY FACILITIES AT THESE DOWNTOWN MOVIE HOUSES; FURTHER, THAT BUSINESS ADMINISTRATOR HILL BE REQUESTED TO MEET WITH THE OWNERS AND/OR MANAGERS OF THE AFOREMENTIONED THEATERS TO DISCUSS APPROPRIATE PROCEDURES WHICH CAN BE IMPLEMENTED TO INSURE THAT YOUNG PEOPLE WILL NOT BE ADMITTED TO VIEW R AND X RATED MOVIES, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.            A MOTION DIRECTING THAT HARRY WHEELER, CHAIRMAN OF THE AFFIRMATIVE ACTION REVIEW COUNCIL, MOVE WITH ALL DUE HASTE TO COMPLETE THE PUBLIC HEARING RELATING TO THE CONSTRUCTION OF THE OFFICE BUILDING WHICH WILL HOUSE THE PUBLIC SERVICE ELECTRIC AND GAS COMPANY; FURTHER, REQUESTING THAT PRIOR TO THE CLOSE OF THE PUBLIC HEARING, TESTIMONY BE SOLICITED FROM MR. RAYMOND GREELY OF THE ESSEX COUNTY TRADES COUNCIL AS WELL AS REPRESENTATION FROM LOCAL 24, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO AGAIN REQUEST THAT ENGINEERING DIRECTOR ZACH CLEAN UP R-32 SITE; FURTHER, THAT THE REMAINING DEBRIS FROM THOSE BUILDINGS DEMOLISHED BY THE DEMOLITION TEAM THREE MONTHS AGO AND LEFT ON 18TH AVENUE BE REMOVED IMMEDIATELY AND ALSO THAT THOSE BUILDINGS ON SPRINGFIELD AVENUE WHICH HAVE BEEN DECLARED A HEALTH HAZARD BE DEMOLISHED AT ONCE, was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 25, 1979, NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, MR. VINCENT TOMA, 177 IRVINGTON AVENUE, SOUTH ORANGE, NEW JERSEY, AS DIRECTOR OF THE DEPARTMENT OF GENERAL SERVICES OF THE CITY OF NEWARK.

(Copy of communication submitted to each Member of the Council)

(Mr. Toma met with the Council July 10, 1979)

A motion to confirm the nomination of Mr. Vincent Toma as Director of the Department of General Services of the City of Newark, was made by Councilman Tucker, seconded by Councilman Carrino.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 28, 1979, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF SOUTH NINTH STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 60 FEET IN WIDTH AND EXTENDING FROM NINTH AVENUE TO WEST MARKET STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the August 8, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 11, 1979

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 28, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE YOUTH CONSULTATION SERVICE, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 270-284 BROADWAY, NEWARK, NEW JERSEY, FOR A TERM OF FOUR (4) MONTHS, PURSUANT TO N.J.S. 40A:12-5(a)(1)." (\$1,232.28)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 8, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ASSESSING CLERK)"

(Principal Assessing Clerk                      \$11,628. - \$14,133.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 8, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING, AND TO CREATE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR)"

(Fire Medical Records  
Coordinator                                      \$10,236. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-q on Page 12 in the minutes of this meeting)

July 11, 1979

8-f.                   The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 25 (a) (2), FARE RATES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB FARE RATES TO BORDERING MUNICIPALITIES)"

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 8, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g.                   COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-r on Pages 13 and 14 in the minutes of this meeting)

8-h.                   COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 29, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-s on Page 14 in the minutes of this meeting)

8-i.                   The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 10, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 7, SECTION 6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) REGULATING THE CONDUCT OF PEDDLERS AND VENDORS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 8, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

July 11, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-j.                    PROPOSED "ORDINANCE TO ESTABLISH THE SALARIES OF THE MAYOR, PRESIDENT OF THE COUNCIL, AND COUNCILMAN."

(Copy of ordinance submitted to each Member of the Council)

(For action on this matter, see Item 6-F-t on Page 15 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.                    COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 7, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND C.U.R.A. (COMUNICAD UNIDA PARA LA REHABILITACION DE ADICTOS), TENANT, FOR THE PERIOD FROM MAY 2, 1979 TO MAY 1, 1980, FOR PREMISES COMMONLY KNOWN AS 15 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, AT A RENTAL FEE OF \$3,000. FOR THE ENTIRE TERM OF ONE (1) YEAR, PURSUANT TO N.J.S.A. 40A:12-14(c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the Council June 19, 1979)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

9-b.                    COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 17, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-p on Page 11 in the minutes of this meeting)



NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from June 13, 1979 to July 2, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Polish Falcons of America Nest 104	7755 (Amended)
St. Joseph Church	7779 (Amended)
Congregation Bnai Zion	7792 (Amended)
St. Rocco School P.T.A.	7847 (Amended)
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	7850 (Amended)
Sacred Heart Cathedral	7855 (Amended)
Sacred Heart Cathedral School	7856 (Amended)
St. Ann's P.T.A.	7866 (Amended)
Alanon Association, Inc.	7880 (Amended)
Parents Association of St. Lucy's School	7964 (Amended)
Polish Cultural Foundation, Inc.	7988
Immaculate Heart of Mary Church	7994
Parent Association of St. Benedict's Elementary School	7999

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Bridget's Church	7987
St. Bridget's Church	7989
St. Aloysius Roman Catholic Church	7990
Michael Anthony Viggiano Memorial Foundation	7991
St. Charles Borromeo Church	7992
Good Friends	7993
Scudder Homes Junior League Inc.	7995
Clinton Memorial AME Zion Church	7996
Church of Our Lady of Good Counsel	7997
Bronze Shields, Inc.	7998
P.T.A. of Our Lady of Mt. Carmel School	8000

July 11, 1979

A motion to concur in the Report was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

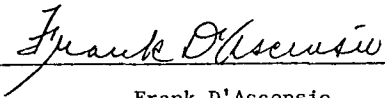
ADJOURNMENT.


12. A motion to adjourn this meeting was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 5:00 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
\_\_\_\_\_  
President

Newark, New Jersey, July 17, 1979 -

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:20 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 13, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter, dated July 12, 1979, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, July 17, 1979, immediately following the termination of the special conference held on that date, to consider the following resolution items: 1) Balco Industrial (R.A.R.)/Urban Development Action Grant; 2) Felise-Murphy and Company/Urban Development Action Grant; 3) Resolution authorizing the Newark Real Estate Commission to advertise for auction of a 17-acre City-owned property site in the Ironbound Area; and 4) Resolution authorizing the City of Newark to set-aside 23.5% of Community Development Block Grant funding over the course of Fiscal Years 1980 and 1981.

#### RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION AND R.A.R. DEVELOPMENT COMPANY, INCORPORATION FOR PURPOSE OF TRANSFERRING GRANT FUNDS TO NEWARK DEVELOPMENT CORPORATION; CONTRACT PROVIDES FOR PAYMENT OF \$1,000,000. TO NEWARK ECONOMIC DEVELOPMENT CORPORATION, CONTINGENT UPON RECEIPT OF GRANT FUNDS FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR PURPOSE OF GIVING A SUBORDINATED SECOND MORTGAGE IN AMOUNT OF \$1,000,000. TO R.A.R.

July 17, 1979

July 17, 1979

DEVELOPMENT CO. INC. FOR THE ACQUISITION OF A 41 ACRE SITE ON FREEMAN STREET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH FELISE-MURPHY AND COMPANY, FOR PURPOSE OF TRANSFERRING GRANT FUNDS TO NEWARK ECONOMIC DEVELOPMENT CORPORATION; CONTRACT PROVIDES FOR PAYMENT OF \$107,000. TO NEWARK ECONOMIC DEVELOPMENT CORPORATION, CONTINGENT UPON THE RECEIPT OF GRANT FUNDS FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, FOR PURPOSE OF GIVING A SUBORDINATED SECOND MORTGAGE IN AMOUNT OF \$107,000. TO FELISE-MURPHY AND COMPANY FOR REHABILITATION OF BUILDING LOCATED AT 241-245 FRELINGHUYSEN AVENUE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING MAYOR TO SET-ASIDE 23½ PERCENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS UNDER FISCAL YEARS 1980 AND 1981 TO FUND THE DIFFERENCE BETWEEN 13% AND 20% FROM THE FIFTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, REQUIRED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

July 17, 1979

7-R-d.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC  
LETTING OF APPROXIMATELY 17.74 ACRES OF CITY-OWNED PROPERTY KNOWN ON THE OFFICIAL  
TAX MAP AND TAX DUPLICATE OF THE CITY OF NEWARK, NEW JERSEY (YEAR 1979) AS BLOCK  
5088, LOT 76 AND MORE PARTICULARLY DESCRIBED ON ANNEXED SCHEDULE "B" FOR A SEVENTY-FIVE  
(75) YEAR TERM AT THE MINIMAL RENT AS SET FORTH IN THE ANNEXED SCHEDULE "A" AND  
PURSUANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with His Honor, Mayor Kenneth A. Gibson, to obtain from him his recommendations with respect to said resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.12.

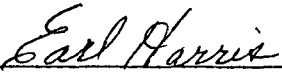
A motion to adjourn this meeting was made by President Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:25 P. M.

APPROVED:

  
 Frank D'Ascensio  
 City Clerk

  
 Earl Harris  
 President



4

5



1



83

Newark, New Jersey, August 8, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John Riera, T.O.R., Immaculate Heart of March Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Carrino arrived 1:38 P. M.)

(Councilman Grant arrived 1:45 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 2, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented AUDIT REPORTS PERFORMED ON COMMUNITY DEVELOPMENT BLOCK GRANTS YEARS I AND II, 1975 AND 1976.

(Program HCDA I - 1975 - 11 Various Programs, submitted by Various

Certified Public Accountants

Program HCDA II - 1976 - 14 Various Programs, submitted by Various

Certified Public Accountants)

(Copy submitted to each Member of the Council)

A motion that the Audit Reports be received and Staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

August 8, 1979

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-b. The City Clerk presented REPORT OF UNIFIED VAILSBURG SERVICES ORGANIZATION, FOR PERIOD DECEMBER 17, 1977 TO FEBRUARY 28, 1979, REPORT DATE JULY 27, 1979, SUBMITTED BY ALAN ZALKIND, EXECUTIVE DIRECTOR, OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Report be received and Staff study be made for report to the Council was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-c. The City Clerk presented REPORT OF SECURITY SERVICES FOR THE HRHA HOUSING PROJECTS (FORMERLY 24-HOUR HOUSING SECURITY PATROL) (3RD YEAR) - JANUARY 1, 1976 TO JULY 15, 1977; (4TH YEAR) - JULY 1, 1977 TO AUGUST 31, 1978; (5TH YEAR) - NOVEMBER 28, 1977 TO NOVEMBER 27, 1978; (6TH YEAR) - SEPTEMBER 1, 1978 TO AUGUST 31, 1979; REPORT DATE JUNE 1, 1979; SUBMITTED BY ALAN ZALKIND, EXECUTIVE DIRECTOR, OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Report be received and Staff study be made for report to the Council was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-d. The City Clerk presented 1978-1979 ANNUAL REPORT OF NEWARK OFFICE OF CONSUMER ACTION.

(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-e. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF MAY, 1979, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)



August 8, 1979

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented REPORT OF CONSUMER ACTION, FOR THE MONTH OF JUNE, 1979, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTHS OF APRIL THROUGH JUNE, 1979.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented REPORT OF NEWARK CETA FOR THE QUARTER ENDED JUNE 30, 1979, SUBMITTED BY BUSINESS ADMINISTRATOR HILL.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF JUNE, 1979.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH MAY, 1979.

A motion that the Report be received and placed on file was made by Councilman

August 8, 1979

Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-k. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR PERIOD ENDING JUNE 8, 1979; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-121 AND HCDA-J FOR PERIOD ENDING JUNE 15, 1979; LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT HCDA FOR PERIOD ENDING JUNE 22, 1979; LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL R-121 FOR PERIOD ENDING JUNE 29, 1978 ALSO INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING JUNE 8, 1979, JUNE 15, 1979, JUNE 22, 1979 AND JUNE 29, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-l. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JUNE 21, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-m. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD APRIL 11, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-n. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD APRIL 14, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilwoman Villani, and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-o. The City Clerk presented COPY OF MINUTES OF ANNUAL REORGANIZATION MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD MAY 1, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-p. The City Clerk presented QUARTERLY PROGRESS REPORT NO. 38, FOR PERIOD ENDING JUNE 30, 1979, SECONDARY FACILITIES - IN COMPLIANCE WITH CONSENT ORDER FILED SEPTEMBER 30, 1970, SUBMITTED BY EXECUTIVE DIRECTOR CARMINE T. PERRAPATO, PASSAIC VALLEY SEWERAGE COMMISSIONERS.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-q. The City Clerk presented FINANCIAL STATEMENT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS AS OF DECEMBER 31, 1978 AND FOR THE YEAR THEN ENDED WITH REPORT OF INDEPENDENT CERTIFIED PUBLIC ACCOUNTANTS, SUBMITTED BY HURDMAN AND CRANSTOUN, CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Financial Statement be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-r. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD MAY 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-s. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD MAY 16, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

August 8, 1979

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-t. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, TWO BRIDGES, HELD MAY 16, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman  
Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-u. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JUNE 20, 1979.

A motion that the Copy of Minutes be received was made by President Harris,  
seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-v. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JUNE 20, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone,  
seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martine, Tucker, Villani,  
President Harris.

4-w. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT  
WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JUNE 20, 1979.

A motion that the Copy of Minutes be received was made by Councilman James,  
seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-x. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY  
OF THE CITY OF NEWARK, HELD JUNE 20, 1979.

A motion that the Copy of Minutes be received was made by Councilman  
Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilman Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

August 8, 1979

4-y. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JUNE 20, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-z. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JUNE 27, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-ba. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JUNE 16, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-bb. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JUNE 16, 1979.

A motion that the Copy of Minutes be received was made by President Harris seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

4-bc. The City Clerk presented FINANCIAL STATEMENTS, CITY OF NEWARK, FOR THE SIX MONTHS ENDED JUNE 30, 1979, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statements be received and Staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

August 8, 1979

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON EASTERN PARKWAY.

(Section 23:2-1

Deleting Eastern Parkway, Southbound, from Cameron Road to Putnam Street

Adding Eastern Parkway, Southbound, from Cameron Road to Varsity Road

Section 23:5-1

Adding Eastern Parkway, East side, from Varsity Road to Woodbine Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON DARK LANE AND BRUCE STREET.

(Deleting Bruce Street, Southbound, from West Market Street to Springfield Avenue

Dark Lane, Westbound, from Jones Street to Hayes Street

Adding Bruce Street, Southbound, from West Market Street to 12th Avenue

Bruce Street, Southbound, from 14th Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

August 8, 1979

A motion to adopt the ordinance on first reading was made Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF AVON AVENUE AND SOUTH 16TH STREET.

(Intersection - Avon Avenue and South 16th Street

Right Turn Prohibition - All Right Turns, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HENNESEY STREET AS A ONE-WAY STREET.

(Hennesey Street, Southbound, from Elm Road to Chestnut Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

August 8, 1979

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HANOVER STREET AND DENBIGH STREET AS ONE-WAY STREETS.

(Hanover Street, Northbound, from Malvern Street to Chestnut Street

Denbigh Street, Southbound, from Chestnut Street to Malvern Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

6-F-f. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF SOUTH NINTH STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 60 FEET IN WIDTH AND EXTENDING FROM NINTH AVENUE TO WEST MARKET STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed



August 8, 1979

to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

6-F-g.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE YOUTH CONSULTATION SERVICE, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 270-284 BROADWAY, NEWARK, NEW JERSEY, FOR A TERM OF FOUR (4) MONTHS PURSUANT TO N.J.S.A. 40A:12-5(a)(1). (\$1,232.48.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR" (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ASSESSING CLERK)

(Principal Assessing Clerk \$11,628. - \$14,133.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and second reading as provided by law.

August 8, 1979

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 25 (a) (2), FARE RATES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB FARE RATES TO BORDERING MUNICIPALITIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

(Councilman Carrino arrived 1:38 P. M.)

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, SECTION 6, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) REGULATING THE CONDUCT OF PEDDLERS AND VENDORS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading with amendments was made by Councilman James, seconded by Councilman Martinez.

Councilman James said Councilman Martinez and he met with Mr. Vogel, the attorney for the Peddler's Association. They also had a Committee Meeting with various members of that association and at the conclusion of said meeting there were five items which were recommended by the group. They are as follows: 1) peddlers may set up curb side stands throughout the Central Business District, which stands would be on wheels and could be moved in the event of an emergency. They may remain stationary on designated areas and such locations to be placed on the ground by the Department of Engineering, taking into consideration bus stops, driveways and all other requirements set forth in the proposed ordinance; 2) the peddlers stand shall not be less than 20 feet apart, as so indicated by markings placed on the ground by the Department of Engineering; 3) the peddlers stand shall be no more than 3 feet wide, 6 feet long and no higher than 4 feet including wheel height; 4) the Division of Licenses shall issue a copy of the regulating ordinance to each peddler who applies for a license; 5) summonses shall be given directly

August 8, 1979

30

to the peddlers for code violations. The special units should have the required summonses with them. Items 4 and 5 are matters which would be administrative in nature and Items 1 through 3 would be the amendments. At the meeting this morning, the attorney for the Peddler's Association, took a poll of the Council. It is not the Council's view at this time to omit Item 1 which requires the peddlers to move after completing a sale. The votes are not here to move that. He noted for the record that after an investigation in Washington, D.C., Detroit, Philadelphia and New York, no such concession has been granted in any of these cities according to the data received. Philadelphia contacted us this morning and there are no ground markings instituted by the municipality.

Councilman James pointed out that peddling has been a serious problem throughout the City of Newark. The peddlers have recommended that the Council pass the ordinance with two changes and they are as follows: 1) the peddlers cart shall be no more than 3 feet wide, 6 feet long and no higher than 4 feet including wheel height; and 2) the Division of Licenses shall issue a copy of the regulation to each peddler who applies for a license. The remaining question of their request is to remain stationary and are recommending that this be put back into Committee.

Councilman Tucker thought that Councilman James had done a fine job in meeting directly with them but he really and truthfully believes the essence of the ordinance is Item 1. If we do not have that embodied within the ordinance it does not give the policing authority any kind of option in regards to peddlers setting up a stand.

Councilman James reiterated in a meeting this morning, the Law Department was represented and they indicated the language of this ordinance is different than the one which was taken in the Courts before and they are not of the opinion this one will be vague and will not be interpreted. He would agree with him that the overall question still remains, which is being asked by the peddlers, they want the right to remain stationary. That is the disagreement area now. The language of the new ordinance, given to us this morning has been changed sufficiently. The Corporation Counsel indicated that our failure to act at this time would create serious problems because then the existing ordinance would be the only one properly being interpreted in the Courts. The Corporation Counsel requested that this ordinance be adopted and he and Councilman Martinez met in Committee and are passing the two issues which he believes does not involve any debate.

President Harris said just a point of clarification. The Corporation Counsel indicated to us that the Council take some action. He did not necessarily say this particular amended ordinance be adopted.

August 8, 1979

Councilman Bottone said that the two points we are supposed to be voting on now would only pertain to the Division of Licenses giving each peddler an ordinance which he gets anyway, and also the size of the stand remains the same as it is now. He does not see why we have to vote for anything at this time.

Councilman James said the Corporation Counsel did not say adopt the ordinance in its amended form, but recommended the one presented to us. The amendment changes the size of the cart. Originally the proposed the stand to be 2 feet wide, 2 feet long and 4 feet in height. Their recommendation is changing that to 3 feet wide, 6 feet long and no higher than 4 feet including wheels. That is the only significant change at this time.

City Clerk D'Ascensio said so that we know exactly what the Council is acting on, he called attention to the Council to the fact that the Ordinance now provides in Section 8:7-6 (b) Station, place, set up or maintain his stand or allow it to remain on any sidewalk if to do so would place him closer than thirty feet to any other peddler who is selling on the sidewalk if not separated by a public street.

The City Clerk questioned whether it was the Council's intention to change 30 feet to another figure.

Councilman James replied that has been reduced to 20 feet.

City Clerk D'Ascensio questioned whether there were any more changes.

Councilman James replied that would come under (f) and will read as follows: the stand shall be no more than 3 feet wide, 6 feet long and no higher than 4 feet including wheel height.

City Clerk D'Ascensio said that Councilman James is offering an amendment to the Ordinance which in effect changes 8:7-6, Paragraph (b) to read "20 feet rather than 30 feet and Paragraph (f) the dimensions of the cart shall not exceed 3 feet in width, 6 feet in length, 4 feet in height including wheels and the Division of Licenses shall issue a copy of the regulating Ordinance to each peddler who applies for a license."

The motion to adopt the ordinance on first reading, as amended, failed of adoption by the following votes:

Yes: Councilmen James, Martinez, Tucker, Villani.

No: Councilmen Bottone, Carrino.

Not Voting: Councilman Johnson, President Harris.

A motion to remove from the Table "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FIELD REPRESENTATIVE - RENT CONTROL BOARD)", was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FIELD REPRESENTATIVE - RENT CONTROL BOARD).

(Senior Field Representative

Rent Control Board \$12,209. - \$14,840.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled May 16, 1979)

(Ordinance removed from the table August 8, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

President Harris: The yeses are six, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

A motion to consider Item 8-h on Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

6-F-1.

The City Clerk read AN ORDINANCE ADOPTING AND ESTABLISHING REGULATIONS FOR SITE PLAN APPROVAL.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

A motion to consider Item 8-1 on Ordinances for First Reading was made by Councilman Bottone, seconded Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF VERNON, KNOWN AS PORTION OF BLOCK 240, LOT 2 IN EXCHANGE FOR LANDS OWNED BY SVATOPLUK J. POKORNY AND AMALIE POKORNY, HIS WIFE, KNOWN AS A PORTION OF BLOCK 240, LOT 6 LOCATED IN THE TOWNSHIP OF VERNON PLUS \$1,250. AND AUTHORIZING THE GRANTING OF A RIGHT-OF-WAY TO BE USED FOR THE SOLE PURPOSE OF INGRESS AND EGRESS BY SVATOPLUK J. AND AMALIE POKORNY, HIS WIFE, THEIR HEIRS AND ASSIGNS TO BLOCK 240, LOT 2 FOR \$13,750.; FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE SUCH DOCUMENTS TO EFFECTUATE SUCH EXCHANGE AND RIGHT-OF-WAY AGREEMENT AND TO COLLECT SUCH SUMS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani.

Councilman Carrino suggested that in the future whenever anyone has an interest in the Watershed Property, the Council take a hard look and start voting in the negative in light of the fact they have consistently tried to stop Newark from developing our lands. There was an article in the newspaper yesterday about them not

wanting to have people from Newark living in that area.

President Harris assured him that the Council will support him 1,000%.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Tucker, Villani,  
President Harris.

No: Councilman Johnson.

President Harris: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

A motion to consider Item 8-m on Ordinances for First Reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE GRANTING GEORGE AND HEIDI HAGGART AND THEIR ASSIGNS A RIGHT-OF-WAY THROUGH CITY OF NEWARK LANDS IN VERNON TOWNSHIP (BLOCK 240, LOT 2) FOR THE PURPOSES OF INGRESS AND EGRESS TO HAGGART OWNED BLOCK 240, LOT 3, UPON PAYMENT OF SEVEN THOUSAND DOLLARS (\$7,000.) AND THE COSTS OF PUBLICATION OF THIS ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

August 8, 1979

(Councilman Grant arrived 1:45 P. M.)

A motion to consider Item 8-n on Ordinances for First Reading was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-o. The City Clerk read A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$19,571,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$18,628,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 5, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON SOUTH 14TH STREET.



August 8, 1979

36

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto the following:

SOUTH 14TH STREET

West side, beginning 416 feet north of the northerly curblin of  
Clinton Avenue and extending 22 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON SCHEERER AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto

August 8, 1979

the following:

SCHEERER AVENUE:

From Bergen Street to Renner Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SHEET #27 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED TO CHANGE BLOCK #2069 FROM THIRD INDUSTRIAL DISTRICT TO FIRST INDUSTRIAL DISTRICT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That sheet of the Zoning District Map of Title 27, Zoning (R.O. 27:2-2) of the Revised Ordinances of the City of Newark, New Jersey, 1979, be amended so that all that certain tract of land designated as City Block #2069 on the Official Tax Map and Tax Duplicate of the City of Newark (1978) is hereby changed from Third Industrial District to First Industrial District.

Section 2. This ordinance shall take effect upon publication and passage according to law.

August 8, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JOHN POZAROWSKI, 107 BRILL STREET, NEWARK, NEW JERSEY, questioned the Council why the property on Paris Street has not been fenced in since the explosion. It is a dangerous situation because it is wide open with 3 or 4 feet of water and the speaker was afraid the children in the area would get hurt.

Councilman Martinez replied they had a meeting with the Community and felt it would not be in the best interest of the community to have a Third Industrial District located in that block. This has been approved by the Planning Board agreeing it would not be in the best interests to have explosive plants or bleach factories, etc. at this site and that is the reason why the zone was changed. After the fire it was put into the hands of the State Environmental Protection. It is still owned by that company but was put under the control of the State Environmental Protection. It was the thinking of this company to build another factory comparable to what they had before, but based upon the zoning change they are running into a problem and their next move would probably be to demolish the existing building, sell the property and allow the City to come in with a developer to build a one story industrial building which would conform to all building codes of the City of Newark. At this point it is out of the City's hands and in the hands of the State Department of Environmental Protection.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AUTHORIZE THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK AND THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR BLOCK #101, LOTS #1, 5, 14

August 8, 1979

AND 74, LOCATED IN THE CITY OF NEWARK, FROM THE EXECUTION OF SAID LEASE AGREEMENT TO THE DATE OF TITLE CLOSING.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY,  
THAT:

1. The Director of the Department of Health and Welfare be and he is hereby authorized to enter into a lease agreement with the Housing Authority of the City of Newark, for the leasing of Block #101, Lots #1, 5, 14 and 74, located in the City of Newark, from the date of execution of said lease agreement until the date of title closing.
2. There shall be no rent paid to the Housing Authority of the City of Newark by the City of Newark, Department of Health and Welfare.
3. A copy of the proposed lease agreement is attached hereto.
4. A duly executed copy of the written final lease agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health and Welfare.
5. This ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE TWO, CHAPTER 9A, SECTION 12, OF THE REVISED

August 8, 1979

ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD A FEE SCHEDULE FOR REPORTS  
ISSUED BY THE DIVISION OF TRAFFIC AND SIGNALS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 9A, Section 12, "Duties" of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby amended to add thereto the following:

(e) Release reports in return for fees which are hereby established by the Division of Traffic and Signals. The fee for copies of any reports authorized for release, shall be four dollars up to three pages and one dollar for each additional page thereafter, to a maximum of ten dollars.

Section 2. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT  
POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,"  
(6-S & F-e) ADOPTED MAY 16, 1979 AND AMENDMENTS THERETO (TO CREATE THE TITLE  
PRINCIPAL ARCHITECTURAL DRAFTSMAN)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

August 8, 1979

Section 1. That Section 1 of an ordinance entitled "An ordinance creating permanent positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 and amendments thereto be and the same is hereby amended by creating the following title, title code, annual minimum and annual maximum salary therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Architectural Draftsman 500110	\$10,547.	\$12,819.

Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF CLERK, DIVISION OF SANITATION, PRINCIPAL CONTRACTS ADMINISTRATOR, AND CHIEF CHEMIST, WATER)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

August 8, 1979

Section 1. That an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Ff) adopted May 16, 1979, as amended and supplemented, be and the same is hereby amended by creating the following titles, title codes, the annual minimum and annual maximum salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Clerk, Division of Sanitation, 690210	\$ 10,547	\$ 12,819
Principal Contracts Adminis- trator, 300023	15,582	18,940
Chief Chemist, Water 200030	11,074	13,460

Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

August 8, 1979

Section 1. That Section 24:1-22 of the Revised Ordinances of the City of Newark, New Jersey, 1966, be hereby amended to read as follows:

24:1-22 PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS

Every taxicab, except those operated by an owner-operator as defined herein, shall have installed, and shall continuously thereafter have maintained, a partition and steel plate to separate the driver section from the passenger section in accordance with the following requirements:

(a) Each vehicle operating under this chapter shall have installed a bullet-resistant full partition (roof to floor, door to door) of a minimum thickness of 3/8" surrounded by a 14-gauge steel enclosure. The back of the front seat must be protected by a minimum 14-gauge steel plate, covered with foam-padding and leather or leatherette material.

(b) The partition must contain a change slot to enable payment for the ride without direct contact between the operator and passenger.

Owner-operator, for the purposes of this section, is defined in the case of an individual, as the person to whom the taxicab license is issued and who drives the taxicab exclusively or in the case of a corporation as the person who holds a minimum of 75% of the voting shares or interest in the corporation and to whom a minimum of 75% of the net profit or loss is attributable.

Section 2. Any ordinance inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN



ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH THE  
HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, FIFTH ACTION YEAR (CONTRACT AWARDED WITH-  
OUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-5(2))

WHEREAS, the City of Newark has made application for a grant under Title I of the Housing and Community Development Act of 1974 (USC 5301 P.L. 93-383) for assistance in Housing and Community Development activities for the City of Newark, as authorized by the City Municipal Council (7RB-043079); and

WHEREAS, the Newark Redevelopment and Housing Authority of the City of Newark, pursuant to statutes and appropriate ordinances of the City of Newark, has been heretofore duly designated as the agency for the purpose of carrying out land acquisition and clearance, relocation, land disposition and other related activities pursuant to ordinances and statutes of the City of Newark and the State of New Jersey; and

WHEREAS, the Mayor and the Executive Director of the Mayor's Policy and Development Office/Community Development Administration (hereinafter referred to as MPDO) desire to enter into an agreement with the Newark Redevelopment and Housing Authority for the provision of various services required under the acquisition program of the Fifth Action Year, commencing June 15, 1979 and ending June 14, 1980.

WHEREAS, the maximum amount of the aforementioned agreement is \$850,000.00 which has been budgeted in the Community Development Block Grant Allocations 1979-1980 fiscal year to carry out the aforementioned acquisitions.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Housing Authority of the City of Newark be and is hereby designated, constituted, authorized and empowered to act as the acquisition agency in and for the City of Newark and throughout the limits thereof for the purpose only of carrying out acquisition functions and activities pursuant to the requirements of the Agreement described in Section 2 of this Ordinance.

Section 2. That the Mayor and the Executive Director of the MPDO are hereby authorized to enter into the Acquisition Agreement, Fifth Action Year, commencing June 15, 1979 and ending June 14, 1980 with the Housing Authority of the City of Newark for the provision of various services required under the acquisition programs of the Fifth Action Year, pursuant to the Housing and Community Development Act of 1974. A copy of said Agreement is annexed hereto and made a part hereof.

Section 3. The above mentioned Agreement is ratified from the period commencing June 15, 1979 until the effective date of this ordinance, and approved from that date to June 14, 1980.

Section 4. This Agreement is approved pending certification of funds. No expenditures or obligations are authorized until such time that the certification of the Municipal Comptroller, attesting to the availability of these funds, is attached to this Agreement, and filed with the Office of the City Clerk by the Executive Director of MPDO.

Section 5. That the Mayor and Executive Director of the MPDO are hereby authorized on behalf of the City of Newark to execute the agreement attached hereto and made a part hereof in an amount not to exceed \$850,000.00.

August 8, 1979

Section 6. An executed copy of the aforesaid agreement shall be filed with the Office of the City Clerk by the Executive Director of MPDO.

Section 7. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage upon the condition there shall be a certification of funds before any commitments in connection thereof was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, TO ADD THERETO A SECTION ESTABLISHING A PROCEDURE FOR OBTAINING HEATING SURCHARGES TO COVER INCREASES IN THE COST OF HEATING.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 15, Chapter 9B of the Revised Ordinances of the City of Newark, New Jersey, 1966 (Rent Control Ordinance) be and the same is hereby amended to include the following:

Heating Surcharge

Notwithstanding the language contained in Section 8 of Chapter 9B, where the landlord substantiates through credible proof to the Rent Control Board Administrator that his heating expenses for the twelve months immediately preceding his application are in excess by 10% of the heating expenses for the prior twelve months, the Rent Control Board Administrator shall grant a Heating Surcharge to the applying landlord. However, the increase allowed shall not exceed 3% of the monthly rent roll in the month in which the application is submitted.

When the Rent Control Board Administrator has received the application of the landlord, and all documentation required by the Rent Control Board Administrator to make the determination, the Rent Control Board Administrator shall notify the tenants of the application for Heating Surcharge. The notice

shall contain a copy of the application. This notice shall be mailed to the affected tenants within 14 days of receipt of landlord's completed application. The landlord's completed application must include a certified statement from the landlord's fuel heating dealer. The statement must include number of gallons and cost per gallon and total cost, for both years involved, the twelve months immediately preceding his application and for the previous year of said 12 month period. The decision of the Rent Control Board Administrator must be rendered within sixty (60) days of filing of the completed application. Failure of the Rent Control Board Administrator to render a decision within sixty (60) days shall result in the application being deemed granted.

The landlord shall notify all tenants in writing of the approved increase. Said notice must be served upon the tenants at least one month prior to the effective date of the increase. The landlord shall file with the Rent Control Board Administrator a copy of this notice that was served upon the tenants.

The landlord shall equally distribute this Heating Surcharge that has been granted according to the number of rooms within the housing space in the building for which the application is made. The computation of this Heating Surcharge shall be the annual amount of increase divided by twelve months and the results of that division, divided by the number of rooms in the building for which the application is made. The pro-rated amount per room shall be multiplied by the number of rooms for each apartment of the building as will equal the Heating Surcharge amount per month for each apartment.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law and shall remain effective for twelve months thereafter unless extended by further action of the Municipal Council by Ordinance.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson,

President Harris: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING

August 8, 1979

PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," ADOPTED  
MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE  
FOR HEALTH INSURANCE BENEFIT CLERK, TYPING, AND TO CREATE THE TITLE AND SALARY RANGE  
FOR FIRE MEDICAL RECORDS COORDINATOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor," (6S&F1) adopted May 4, 1977 be amended to delete the title of Health Insurance Benefit Clerk, the title code, and the annual minimum salary range and the annual maximum salary range therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Health Insurance Benefit Clerk, Typing, 191109	\$8,581	\$10,236

Section 2. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor, (6S&F1) adopted May 4, 1977, be and the same is hereby amended to create the following title, title code, annual minimum and annual maximum salary range as follow, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Fire Medical Records Coordinator 191109	\$10,236	\$12,209

Section 3. All ordinances or parts of prior ordinances which are inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)

WHEREAS, by Ordinance 6S&Fm, adopted January 16, 1975, the annual salary of the Director, Department of Police, was adjusted, as of September 1, 1974, so as to be equal to the total annual compensation paid to the Police Chief plus 6% of such compensation; and

WHEREAS, further adjustments in the annual salary of the Police Director were provided by Ordinance 6S&Fe, adopted July 14, 1976; Ordinance 6S&Fg, adopted March 1, 1978; and Ordinance 6S&Fl, adopted April 19, 1978, so as to continue the 6% differential between the total annual compensation of the Police Chief and the annual salary of the Police Director; and

WHEREAS, the total annual salary paid to the Police Chief as of January 1, 1978, has been increased by Ordinance 6S&Ff, adopted December 6, 1978; and

WHEREAS, pursuant to N.J.S.A. 40A:9-165, it is necessary to further adjust the salary of the Police Director by Ordinance and to set forth the dollar amount of the Police Director's annual salary;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Police and establishing salaries therefor", (6S&FK) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary for Director, Department of Police, as follows:

POSITION

Director, Department of Police 342020

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to the Police Chief, plus 6% of the total annual compensation paid to the Police Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Police Chief's annual salary.

August 8, 1979

Section 2. At the present time the total compensation paid to the Police Chief is \$35,771.10 and the annual salary of the Director calculated as aforesaid amounts to \$37,917.36.

Section 3. All ordinances or parts of ordinances inconsistent herewith shall be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be effective January 1, 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out he doesn't believe that under the circumstances that ineptitude and the lack of real advances in our police force should be rewarded by a salary increase. It is true that the cost of living has gone up, however, to reward mediocrity in conformity with salary increase is against one of the basic principles of our free enterprise in competitive system. He felt it was unfortunate that this position was a political appointment but the fact they are going to make another political appointment of the Chief. He does not know whether the Governor signed this bill but to get a special exemption from this bill undermines the strength of the City of Newark in Trenton. He felt that with the present political and economical situation in Newark, the police and fire departments might consider a unification in the interest of municipal economy. He urged the Council to reconsider this and to reward merit where merit is present.

President Harris said since he has been a member of the Council, he has been a strong advocate and to this day he maintains a posture that there is a need for additional members on the police force. We are forced with certain restraints as to the citizens of Newark and those who reside outside of Newark. There are budgetary restraints and unfortunately we do not agree with the posture of Administration as it relates to our thinking what is needed to protect the residents of this City. The Police Director will be earning less than individuals who work for him, like the Chief of Police. As far as the bill permitting Newark to appoint the Chief of Police has not been discussed by the Council. He pointed out that in New York City, every superior officer of upper rank is appointed.

Councilman Tucker said as a matter of clarification, the ordinance basically deals with a salary adjustment above the Chief's salary. In dealing with the legislation that is currently on the Governor's desk, we have to be clearly apprised of one factor that the Police Director is the only person in the Newark Police Department who is not a Member of the union. If that is the legislation we are talking about, we have to be in receipt of personnel in key administrative positions in the Police Department who are not

August 8, 1979

part of the union. That is the essence of what is currently on the Governor's desk.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Carrino, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading, and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)

WHEREAS, by Ordinance 6S&F1, adopted January 16, 1975, the annual salary of the Director, Department of Fire, was adjusted, as of September 1, 1974, so as to be equal to the total annual compensation paid to the Fire Chief plus 6% of such compensation; and

WHEREAS, further adjustments in the annual salary of the Fire Director were provided by Ordinance 6S&Fd, adopted July 14, 1976; Ordinance 6S&Ff, adopted March 1, 1978; and Ordinance 6S&Fk, adopted April 19, 1978, so as to continue the 6% differential between the total annual compensation of the Fire Chief and the annual salary of the Fire Director; and

WHEREAS, the total annual salary paid to the Fire Chief as of January 1, 1978, has been increased by Ordinance 6S&Ff, adopted March 21, 1979; and

WHEREAS, pursuant to N.J.S.A. 40A:9-165, it is necessary to further adjust the salary of the Fire Director by Ordinance and to set forth the dollar amount of the Fire Director's annual salary;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire, and establishing salaries therefor", (6S&FL) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary for Director, Department of Fire, as follows:

August 8, 1979

POSITION

Director, Department of Fire 353010

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to the Fire Chief, plus 6% of the total annual compensation paid to the Fire Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Fire Chief's annual salary.

Section 2. At the present time the total compensation paid to the Fire Chief is \$37,245.08 and the annual salary of the Director calculated as aforesaid amounts to \$39,479.78.

Section 3. All ordinances or parts of ordinances inconsistent herewith shall be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be effective January 1, 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council noting that this position and the position of Police Director would be best considered if they were combined into one for economical reasons especially if they are considering political appointments to the position of Chief of Police. The speaker recommended that any salary raise for the Fire Director be entertained if it is a full time position. However, if the Fire Director is elected to the Assembly, he does not believe a raise under those circumstances is well merited. If he is unsuccessful, in his endeavors, then he believes it can be entertained.

President Harris said he certainly feels that Director Caufield is entitled to the salary, in fact, he is entitled to more. He pointed out that Newark has the distinction of having one of the best Fire Departments in the country.

President Harris said he will state publicly that come November, he will be elected victoriously to the Assembly.

No one else appearing, a motion to close the hearing and adopt the ordinance on the second reading and final passage was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance



August 8, 1979

having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING SALARIES OF THE MAYOR, PRESIDENT OF THE COUNCIL AND COUNCILMAN.

WHEREAS, since 1966 the salary of the Mayor has been increased approximately 10%; and

WHEREAS, since 1972 the salary of the members of the Municipal Council has been increased approximately 10%;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The salary of the Mayor of the City of Newark be established as of the effective date of this ordinance at \$50,000, and as of July 1, 1980, the salary of the Mayor shall be \$52,500. The salary of the President of the Municipal Council as of the effective date of this ordinance at \$21,000, and as of July 1, 1980, the salary of the President of the Municipal Council shall be \$27,000. As of the effective date of this ordinance, the salary of Councilman of the City of Newark shall be \$20,000, and effective July 1, 1980, the salary of Councilman of the City of Newark shall be \$24,500.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating that the will of the people was expressed last year after this Council attempted to pass a salary raise in the form of a referendum. The people are ready again to meet this challenge on the legal as well as the political field. He said if the Council wants a raise, why not take a 5% or 7% like everyone else, and if put before the people no one would take an interest, because everyone expects to receive a 5% or 7% increase. He urged the Council to reconsider before they vote on this ordinance to wait out their term of two years and propose a salary raise on a yearly basis.

August 8, 1979

Councilman Carrino stated that his vote has been consistent for the last five years. He pointed out that no matter when the issue of raises comes up and no matter how much it is, the same arguments are always brought up by Mr. Donato and other speakers. He voted on all the raises so he thinks he can talk in this manner. We did it three years ago, there was a reason why we should not have done it. They told us we should vote when the new Council came in so that the new members would have a chance to vote and the new members had a chance to participate. We did that on the first day of Inauguration and we were criticized. We waited a year, and the people said last year it was too much so they cut it down this year. We waited a year and brought it up again and now it is a clandestine operation because it was done a year after.

Councilman Carrino felt that maybe somebody should give the Council a written documentation on what should be the correct way and the correct figure because no matter what is done, it is always the wrong way.

President Harris said it is one thing for the citizens to express themselves who are truly sincere without a hidden agenda.

President Harris pointed out that in New York City, Mayor Koch in his first term will be earning \$80,000. The Mayor of the City of Newark earns \$36,000. or \$37,000. a year and there are people working for the City of Newark who earn more than the Chief Executive of the City of Newark.

MS. CAROLYN KELLY, 231 POMONA AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council supporting this ordinance.

MS. BARBARA KUNZ, 123 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning the Council if they have money for the raises how come they don't have money for recreational facilities for the children of the City of Newark. The speaker requested the Council to have the bathhouse at Wilson Avenue opened up again.

President Harris indicated that the Council are strong advocates of recreation and this Body has questioned Administration on the cutbacks in recreation. We do not make decisions as it relates to what services are going to be cut. He pointed out the speaker's problem has been discussed among the Members of the Council and they will deal with the decision makers relative to Wilson Avenue.

Councilman Carrino said that they were told that although the recreation programs would be limited due to the lack of funds, every pool would be open and five playgrounds in each Ward would be open and all of these spots would be eligible for food and nutrition program which would provide lunches for the children who participate at those sites.

104

August 8, 1979

Councilman Martinez stated that Administration decided last year to close several recreational buildings, one of them was the Ironbound Recreational Center, in fact all recreational facilities were closed. They had a meeting at the Ironbound Recreational Center in December which probably set a precedent by keeping it open, community sponsored. Administration made a determination that there was no money and they were going to close the Wilson Avenue Bathhouse and indicated that it would cost \$230,000. to put it back into shape, that's their opinion. He had a private builder who does construction work in the East Ward indicate that it would cost in the neighborhood of \$100,000.

Councilman Martinez indicated that in meetings with the community they requested Director Washington to close down Hayes Park East Pool and keep Wilson Avenue Pool open for the simple reason that it is not used by residents of the City of Newark but by people coming from New York City, Jersey City, Hoboken and Bayonne and these are the people who are destroying that pool facility. They asked Director Washington to open up the bathhouse at Wilson Avenue and put whatever money that was put towards Hayes Park East to that facility and Administration disagreed with them. Administration runs the City, not the Municipal Council. They can only provide dollars but Administration can spend them as they see fit. That is our form of government.

Councilman Martinez further stated that he has had conversations with Assistant Business Administrator Banker with respect to opening up the Wilson Avenue Bathhouse and closing Hayes Park East, but it is going to take more than him alone, the community has to get involved.

Councilman Martinez said that he will introduce a Motion to have the Business Administrator, Director of Recreation and Parks and someone from the Mayor's staff invited to meet with the Council at their pre-meeting conference September 4, 1979 to indicate to them the plight that has been brought to the residents of the Ironbound Community with the closing of Wilson Avenue Bathhouse and submit a proposal based on the community's needs.

MS. MASSIE EBERHARDT 134 HANSBURY AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating her support of this ordinance.

MR. CLIFF ROUNDS, addressed the Municipal Council indicating the Ironbound needs more police protection and more recreational facilities for the youths. The speaker felt that if services are not delivered the Council should not get a raise.

August 8, 1979

MR. BLANTON JONES, 20 NAIRN PLACE, NEWARK, NEW JERSEY, indicated that he was in support of the increase in wages for the Mayor and the Members of the Council.

MS. LAGRETTA STEBBINS, 100 - 19TH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council opposing this ordinance. She felt the City of Newark needs better housing, recreational activities for pre-teenagers, more police protection and jobs for college students.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, pointed out that she is not completely against the Council's raises but she is against the 12% or 15% they are proposing.

MR. DENNIS LETZ, 28 RICHARDS STREET, NEWARK, NEW JERSEY, suggested to the Members of the Council who are planning to vote on this ordinance that when election time comes up again, the Council consider looking for a better job in private sector.

Councilman Grant said he would like to characterize the remarks made as being sincere and very apropro by both those who are for and against. He would would like to commend Ms. Eberhardt, Ms. Kelly, Mr. Jones and others who in his opinion are taking a rational approach to this item.

MR. JOHN DAVIS BROWN, 159 JAMES STREET, NEWARK, NEW JERSEY, addressed the Council indicating his support of the ordinance.

MS. PRISCILLA ANTHONY, 720 SOUTH 19TH STREET, NEWARK, NEW JERSEY, addressed the Municipal indicating that she is not opposed to anyone getting a raise but the question is the amount of the raise. This speaker felt that a 7% increase should apply to everyone.

Councilman Tucker stated he has listened very intently when some of the speakers came up dealing with the amount of increment being requested by the Council. He has heard some of the speakers come forward and say that the Council should request similar raises to other municipal employees such as 5%, 7%. For the record he would like to submit simple figures based on remarks made by the speakers. He believes Mr. Donato said 7%, another speaker mentioned 5%. We should be aware that the salary of the Newark Municipal Council was set in 1972, became effective in 1974, at a salary of \$15,000. per year. If we want to use the figure 5%, similar to other municipal employees, the Council's salary, dealing with inflation should have gone up to \$15,570. per year in 1975; 1976 \$16,537.50; 1977 \$17,364.37; 1978 \$18,232.59; 1979 \$19,144.32; dealing with 5% for those

August 8, 1979

years. In dealing with 7%, in 1975 Council salary should have been \$16,050.; 1976 \$12,173.50; 1977 \$18,375.55; 1978 \$19,661.95; 1979 \$21,038.30; and in 1980 \$22,511. He thinks when we start dealing with reality rather than political chicanery, we can add up the figures, you will find that the requested increment that the Council is asking does not exceed the figures that were spoken of here. He wonders sometimes if it is a matter of 5% or 7% or basically do people just operate under the assumption that elective representatives should not seek reimbursement of any kind under any circumstances.

MR. D. J. HENDERSON, 20 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, pointed out that Councilmen in Dallas, Texas, a city with a population of 900,000, receive \$50. a year plus expenses. He felt in view of the conditions of the City of Newark and the national economy, he has some difficulty in understanding the action of this Council in introducing and passing this ordinance on first reading.

President Harris stated the Council has the support of 75 of the largest black clergymen in the City of Newark.

Councilman Tucker said he is aware of the callousness of government, of the sensitivity that elected representatives must have and the kinds of political chicanery that people put forth. He said he does not believe in dealing with the salary of the Council or the Mayor that any particular person who is working for any entity, the municipal government, the Board of Education, would basically maintain the position that they hold. He pointed out that they should hold the position of Mayor for a period of 12 years and not consider any increment which would at least take into consideration the cost of living that has taken place that has affected each of us who live in this American society. When we talk about insensitivity, he thinks that sensitivity and insensitivity are not just two poles. He thinks there are a lot of areas in between which we should look at. He thinks we should be aware of the fact that elected representatives are citizens and they are also affected by all the pressures of society the same as all other individuals may be to a lesser degree, but to the same degree in regard to what we actually put forth or what the Council receives in reimbursement.

MR. MICHAEL OLIVERIA, 32 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out he was not opposed to the Council receiving an increase but felt they should stay within the President's guidelines of 5% to 7%.

Councilman Tucker stated that the salary of the Mayor of the City of Newark was established in January 1967. If the Mayor was in receipt of a 5% raise for each year from 1967 until the present time, the Mayor's salary would be \$62,855.

August 8, 1979

Councilman Tucker read the following figures into the record pertaining to the Mayor's salary, if he was in receipt of a 5% increment from the years 1967 to the present time. 1967 \$35,000.; 1968 \$36,750.; 1969 \$38,587.50; 1970 \$40,516.88; 1971 \$42,542.72; 1972 \$44,669.86; 1973 \$46,903.35; 1974 \$49,248.52; 1975 \$51,710.95; 1976 \$54,296.50; 1977 \$57,011.33; 1978 \$59,861.90 and 1979 \$62,855.

MS. NANCY ZAK, 48 READ STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing this ordinance and pointed out that this is a two part raise. An increase this year and also an increase July 1, 1980.

MR. ISAAC MUHAMMAD, 713, SOUTH 15TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council supporting this ordinance and thanked the Council for doing a good job.

MR. JOHN POZAROWSKI, 106 BRILL STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing this ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Tucker, Villani, President Harris.

No: Councilmen Carrino, James, Martinez.

Not Voting: Councilman Johnson.

President Harris: The yeses are five, the noes are three and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

#### 6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (RENT DECREASES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 8, 1979

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris. -

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### HEARINGS OF CITIZENS.

6-HC-a.      MS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting more police protection for the senior citizens in the Ludlow and Frelinghuysen Avenues area. The speaker pointed out that she has come before the Council on several occasions requesting assistance and to date nothing has happened.

Councilman Martinez replied that two weeks ago he met with Mr. Smith and Mr. Colucci and district leaders of the neighborhood at a community meeting and they indicated certain things and they made certain requests. Those requests were put in writing and submitted to the Newark Housing Authority for their attention.

6-HC-b.      MR. WILLIE M. MOORE, 890 SOUTH 19TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in behalf of the citizens and homeowners in his respective area. The speaker requested the Council to revert South 19th Street, starting at Clinton Avenue over to Avon Avenue and Springfield Avenue to a two-way street. Since it was made a one-way street three months, it has become a highway of autos, races, etc. The residents of that area are concerned because there has been an increase in the number of children and they are concerned for their safety. The rerouting of the Number 6 Crosstown Bus has created problems in the neighborhood and also permitting trucks from the weight average from 4,000 to 80,000 pounds. As result, the homeowners are hit with a loss of having their homes repaired, the streets have sunken so that the porches have pulled away from their original foundation as much as two inches. The speaker felt that the residents in the area should have been polled before a decision was made.

Councilman James replied he will meet with Councilman Johnson because it involves two Wards and will request a committee report from the Department of Engineering and he believes there was a request from the Transport of New Jersey. He will get all the information and take the speaker's recommendations and considerations and report back

August 8, 1979

to the speaker.

Mr. Moore pointed out there is a two-family house located in the area where there are 29 people residing on two floors like stalls for animals, ranging from children 2-4 years in age with adult people who are mentally retarded, people who are supposed to be alcoholics and finds this to be a social as well as a psychological hazard to have that many people living in one building.

Councilman James asked the speaker if he had the address of the dwelling where those 29 persons residing.

Mr. Moore replied that information was submitted to his staff more than a month ago.

Councilman James said when this meeting concludes, his staff will be waiting and will try to obtain the address from the speaker because he agrees that it is a serious habitation violation.

Councilman Carrino informed the speaker that they are having a rally against crime on August 16th, starting point from 201 Bloomfield Avenue. He realizes the speaker is not from the North Ward but he would like to have him participate.

6-HC-c.

MR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out that the people not only have the referendum but they have the initiative. He said that the Council thinking they will be getting a raise might be setting themselves up for a reduction instead. The law works both ways on all levels. He pointed out the City of Newark under the present Administration has received approximately one billion dollars and questioned what do we have to show for it. He questioned why should the people reward the officials with a raise. He pointed out the salary of \$15,000. plus expenses means the Council is getting more than they deserve already. If the Council wants to get raises, he suggested they do it on a yearly basis. The speaker felt the Police and Fire Departments should be combined to avoid having political appointments in the Police Department.

Councilman Tucker stated that he thinks when we start to talk realistically about the Mayor's salary he does not think any general citizenry of the City of Newark can negate the fact of what the Mayor has done. The decay of the City of Newark started long before Kenneth Allen Gibson was basically in office and he is hopeful that we will be able to stop some of the decay that we are dealing with right now. The decay of the City also started long before any of the Members of this Council took office. He is hopeful we will be able to stop some of the decay, but to be frank, it has not



August 8, 1979

stopped right now. He said to operate under the assumption that all is well and under no circumstances that we are supposed to request any kind of increment until all problems of the City are resolved, in his mind is ridiculous. He hopes and prays all the problems of the City of Newark will be resolved tomorrow, but he is realistic enough to understand that all problems of the City are going to be resolved only when all citizens of the City of Newark recognize that we all have a similar problem and all try to work together.

Councilman Tucker said he respects the speaker's right to disagree with the actual increment of the Council and he thinks the speaker has to respect the Council's right to basically fight for what they believe to be true. He doesn't believe that the Mayor should be paid less than the Superintendent of the Board of Education, paid less than the Newark Housing Authority Director, less than the Fire Director and he doesn't believe that the Newark Municipal Council should be paid less than the garbage men of the City of Newark, computer operators what are currently working within the City of Newark or less than the majority of all other union representatives in this City.

6-HC-d.

MS. CARMELLA BOSCAINO, 407 CENTRAL AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out she has come before the Council for the third time with respect to her damaged basement and has received no satisfaction.

Councilman Bottone replied that he is presently working on the speaker's problem and it is not something that can be done overnight. He assured the speaker he will try to get this matter resolved and pointed out one of his aides will meet with her and bring her up-to-date on what has taken place.

6-HC-e.

MS. HELEN E. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the deteriorating conditions in the City. The speaker called attention to the Plum House, a national monument that is being destroyed. The speaker complained there are not enough police in the City of Newark.

Councilman James said he appreciated the speaker's remarks because she has provided information to the Council as opposed to individuals attacking Council Members. He thinks the people have to understand that this is a legislative body and many times when problems are brought to the attention of the Council, the Council in turn contacts the proper administrative persons and within a period of normal time, depending on the priority in nature, they will abate the problem, do something about it and more important report back to the Council so they will be in a position to inform their constituents.

August 8, 1979

Councilman Tucker said he will introduce a Motion later in the meeting directly dealing with the Plum House. He believes they have minority contractors to work there to do the rehabilitation internally and to a certain degree externally. What is happening now, the splash of the roadway is deteriorating one of our landmarks in the City of Newark.

6-HC-f.

MR. RICHARD DOWLING, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council stating he attended the wake of a fine young police officer, Mr. Joseph Pocchio, and wondered how many Josephps we will have to bury. He felt there was a tremendous game of chess being played with the lives of the people. Crime has been permitted and encouraged to flourish in the City of Newark.

The speaker referred to the Father Washington Monument and stated the City was supposed to put said monument into a condition that would be presentable. The City has done nothing in reference to cleaning it up. The speaker requested the Council to take further action in connection with this matter.

President Harris stated we do not run Mayor Gibson's office. He is the Mayor, he is the Chief Executive of the City and it is incumbent upon him according to the statute, the charter we operate under, to provide the services to the residents of the City. We provide legislation and the financing to run this government. He assured the speaker that Congressman Rodino, Senator Williams and Senator Bradley, do not always agree with our President on what he is doing. We have according to the Charter one responsibility, we are legislators, we are not part of Administration. We accept our responsibilities. When residents of the City bring problems we refer them to department heads or individuals who are responsible for providing the service. He hopes and prays that our youth in this City will begin to understand our government because he sees a void insofar as our adults.

Councilman Carrino said that a lot of speakers appearing at the podium talked about the crime situation in the City of Newark which definitely has gotten out of control. He hoped the speaker will be vocal in getting enough representation next Thursday at the rally against crime in order to show Mayor Gibson and Administration that enough concerned citizens of the City feel that his priorities right now are wrong. If we do not have enough representation throughout the City next Thursday, then the Mayor is going to feel that his priorities of laying off policemen and diminishing the

August 8, 1979

Police Department are on the right course. Councilman Carrino said he would suspect that there would be more police layoffs next year unless the Mayor feels the citizens of Newark think that he has gone far enough and the Mayor should start returning some of the police officers back into the street. He hoped for the speaker's support next Thursday in order to generate as many people as possible to show the Mayor and Administration that police problems are a priority.

# RESOLUTIONS AND MOTIONS.

## RESOLUTIONS.

7-R-a. EMERGENCY RESOLUTION APPROPRIATING \$8,129., DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS-\$1,268., DEPARTMENT OF POLICE-\$6,000., OFFICE OF THE MAYOR AND AGENCIES, DIVISION OF HUMAN RIGHTS-\$686., DEPARTMENT OF RECREATION AND PARKS, DIVISION OF RECREATION PROGRAMS-\$175., TO PROVIDE SUFFICIENT MAINTENANCE AND SECURITY SERVICES AT THE IRONBOUND STADIUM FOR CERTAIN EVENTS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1980 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Corporation Counsel Perillo, Police Director Williams, General Services Director Toma, Recreation and Parks Director Washington, Acting Municipal Comptroller Riley, Assistant Municipal Comptroller Bowen met with the Council July 17, 1979)

(Resolution failed of adoption July 11, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, Martinez.

7-R-b. RESOLUTION COMMENDING MRS. JOSEPHINE B. JANIFER FOR HER LEADERSHIP AND ACCOMPLISHMENTS AS EXECUTIVE DIRECTOR OF THE NEWARK PRE-SCHOOL COUNCIL AND EXTENDING CONGRATULATIONS ON HER APPOINTMENT AS EXECUTIVE DIRECTOR OF THE NEWARK PRIVATE INDUSTRY COUNCIL.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

August 8, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF PERSONNEL TO ENTER INTO CONTRACT WITH DOUGLAS GUERNSEY, C.L.U., 1005 CLIFTON AVENUE, CLIFTON, NEW JERSEY, TO PROVIDE ANALYSIS AND RECOMMENDATIONS WITH RESPECT TO CURRENT MEDICAL PROGRAMS IN CITY OF NEWARK AND MAKE RECOMMENDATIONS AS TO FEASIBILITY OF SELF-INSURANCE IN MEDICAL AREA BY CITY OF NEWARK, FOR \$6,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO N.J.S.A. 40A:11-5 (1) (a) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Personnel Director Veltri and Principal

Personnel Technician Monahan met with the Council July 17, 1979)

(Resolution returned to Administration July 11, 1979)

A motion directing the City Clerk to return this resolution to Administration, per their request was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION RATIFYING CONTRACT WITH ALLIED SECURITY, INC. FOR PERIOD JULY 12, 1979 TO AUGUST 8, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ALLIED SECURITY, INC. 86 WASHINGTON STREET, EAST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE SECURITY SERVICES WITH UNIFORMED ARMED GUARDS, FOR VARIOUS POOL FACILITIES IN THE CITY OF NEWARK, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, FOR PERIOD AUGUST 9, 1979 TO SEPTEMBER 1, 1979; NOT TO EXCEED \$30,000.; FUNDS FOR SAID CONTRACT TO BE PAID FROM DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Hill, Director of Recreation and Parks Washington and Purchasing Agent Lucarelli to meet with the Council at their pre-meeting conference September 4, 1979 was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

124  
August 8, 1979

7-R-e.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DREW FUNERAL HOME, 107½-109 BLOOMFIELD AVENUE, NEWARK, ONLY RESPONSIBLE BID RECEIVED, TO PROVIDE BURIAL SERVICES FOR THE INDIGENT DEAD OF THE CITY OF NEWARK; CONTRACT SHALL BECOME EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND EXPIRE AUGUST 8, 1980; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY; FUNDS FOR SAID CONTRACT TO BE PAID FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Director of Health and Welfare Morgan requesting he submit monthly reports on the burial services for the indigent dead; further that said report show the actual utilization of this service and also that there be no multiple burials as have taken place heretofore was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$375. PAYABLE TO MR. SAMUEL MELLEO, 53 MORNINGSIDE DRIVE, LIVINGSTON, NEW JERSEY, FOR DAMAGES TO HIS AUTOMOBILE WHICH WAS HIT BY POLICE CAR OWNED BY CITY OF NEWARK AND DRIVEN BY JOSEPH SIMPSON, JR. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER \$500., A PORTION OF COST TO HAVE MR. MELLEO'S CAR REPAIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Carrino requested the City Clerk to send communication to Corporation Counsel Perillo, Business Administrator Hill and Acting Tax Collector Joseph pointing out it has been brought to his attention, after a settlement of \$6,000. for wrongful demolition, it was discovered the person involved owed \$16,000. in back taxes on other properties. He felt that when the Council is ready to make a settlement, we have the Acting Tax Collector check the records to see if they owe the City any money, put these monies in lieu of those back taxes and thinks we could save a great deal of money

August 8, 1979

in litigation.

Councilman Grant asked Assistant Corporation Counsel Matthews whether he could give the Council a ruling on whether or not it would be legal to withhold settlement where, in his opinion one thing has nothing to do with the other.

Assistant Corporation Counsel Matthews replied he was not prepared to answer at this time but would submit a written legal opinion to the Council.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$60. PAYABLE TO MR. RICHARD HERRING, RAMCO TRADING CORPORATION, 744 BROAD STREET, NEWARK, FOR DAMAGES TO HIS AUTOMOBILE BY A DOG CONTROL TRUCK OWNED BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,000. PAYABLE TO JOHN POULAKOS AND HIS ATTORNEY, PAUL J. GIBLIN, 170 MAIN STREET, HACKENSACK, NEW JERSEY, UPON RECEIPT OF THOSE DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR ALLEGED FALSE ARREST WHICH OCCURRED ON APRIL 2, 1975 BY NEWARK POLICE OFFICER FOR POSSESSION OF A DANGEROUS WEAPON AND POSSESSION OF STOLEN PROPERTY. (INSTITUTED SUIT IN ESSEX COUNTY SUPERIOR COURT AND PLAINTIFF AGREED TO RESOLVE AND SETTLE THIS MATTER IN AMOUNT OF \$1,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$236.70 PAYABLE TO AMERICAN OPTICAL CORPORATION AND ITS ATTORNEY, BARRY C. WEINSTOCK, LAW FIRM OF RAFF AND SCHEIDER, 11 COMMERCE STREET, NEWARK, FOR DUPLICATE SHIPMENT OF MEDICAL SUPPLIES DELIVERED TO DEPARTMENT OF HEALTH AND WELFARE, CHILD HYGIENE BUREAU. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

August 8, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING CORPORATION COUNSEL TO ACCEPT SUM OF \$2,500. FROM HARTFORD ACCIDENT & INDEMNITY COMPANY IN FULL AND COMPLETE SETTLEMENT OF CLAIM; CITY OF NEWARK INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY SEEKING TO COMPEL HARTFORD ACCIDENT & INDEMNITY COMPANY TO PAY CITY THE REASONABLE VALUE OF LEGAL SERVICES INCURRED BY CITY IN DEFENSE OF A CIVIL ACCIDENT SUIT BROUGHT AGAINST THE CITY FOR WHICH CITY ALLEGED THAT HARTFORD SHOULD HAVE ENTERED A DEFENSE PURSUANT TO AN INSURANCE CONTRACT BETWEEN THE HARTFORD AND THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$400. PAYABLE TO LILLIE PEARL HUMPRHEY AND HER ATTORNEYS, BALK, JACOBS, GOLDBERGER, MANDELL, SELIGSOHN & O'CONNOR, UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY; FOR PERSONAL INJURIES SUSTAINED TO MS. HUMPRHEY IN A FALL ON SIDEWALK AT 590 WEST MARKET STREET, NEWARK, ON NOVEMBER 26, 1975. (PROPERTY OWNER AT 590 WEST MARKET STREET AGREED TO PAY \$1,000., DEMOLITION CONTRACTOR \$600.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Business Administrator Hill requesting him to establish a procedure of inspection in all cases of demolition; immediately before and after demolition, the entire premises should be inspected and a written field report be filed; in that way responsibility for any alleged dangerous conditions may be definitely ascertained, was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$200. TO JOHN J. DIOS, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HIS VEHICLE WHICH WAS PARKED ON GREEN STREET BY CITY FIRE TRUCK WHICH SLIPPED INTO GEAR AND WENT OUT OF CONTROL AND PUSHED THE CLAIMANT'S VEHICLE ABOUT 40 FEET INTO ANOTHER FIRE TRUCK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION ACCEPTING BID OF STAINLESS MASTERS, INC. TO LEASE APPROXIMATELY 7,500 SQUARE FEET OF INDUSTRIAL FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 23-29 WILSEY STREET, BLOCK 410, LOT 1, NEWARK, NEW JERSEY, FOR A TWO (2) YEAR TERM AT THE RENT SET FORTH IN ANNEXED SCHEDULE "A" AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE ATTACHED LEASE AGREEMENT AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION ACCEPTING BID OF THOMAS J. BARRETT, ASSOCIATES TO LEASE APPROXIMATELY 850 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, 11TH FLOOR (REAR) BLOCK 18, LOTS 27, 28, 77, NEWARK, NEW JERSEY, FOR \$265.33 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE ATTACHED LEASE AGREEMENT AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-o.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA,  
SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU  
OF ADMINISTRATION, FOR PERIOD BEGINNING SEPTEMBER 30, 1978 AND ENDING MARCH 30, 1979.  
(CONTINUE WORKING AS ADMINISTRATIVE SECRETARY - MUNICIPAL COUNCIL - FIRST LEAVE BEGAN  
SEPTEMBER 30, 1974)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA,  
SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,  
BUREAU OF ADMINISTRATION, FOR PERIOD BEGINNING MARCH 30, 1979 AND ENDING SEPTEMBER 30,  
1979. (CONTINUE WORKING AS ADMINISTRATIVE SECRETARY - MUNICIPAL COUNCIL - FIRST LEAVE  
BEGAN SEPTEMBER 30, 1974)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDYTHE  
MITCHELL, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR  
PERIOD BEGINNING APRIL 11, 1978 AND ENDING OCTOBER 11, 1978. (CONTINUE WORKING IN  
M.P.D.O. - FIRST LEAVE BEGAN APRIL 11, 1977)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDYTHE  
MITCHELL, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE,  
FOR PERIOD BEGINNING OCTOBER 11, 1978 AND ENDING APRIL 11, 1979. (CONTINUE WORKING  
IN M.P.D.O. - FIRST LEAVE BEGAN APRIL 11, 1977)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-s.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDYTHE MITCHELL, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING APRIL 11, 1979 AND ENDING OCTOBER 11, 1979. (CONTINUE WORKING IN M.P.D.O. - FIRST LEAVE BEGAN APRIL 11, 1977)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO BERTHA HALL, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING JULY 15, 1979 AND ENDING JANUARY 15, 1980. (ANOTHER CITY POSITION - FIRST LEAVE BEGAN JANUARY 15, 1979)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH D. MC GINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, ELECTRICAL BUREAU, FOR PERIOD BEGINNING JULY 31, 1979 AND ENDING JANUARY 31, 1980. (WORKING ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN COLEMAN, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, CODE ENFORCEMENT, FOR PERIOD BEGINNING JUNE 1, 1979 AND ENDING DECEMBER 1, 1979. (TO ACCEPT OUTSIDE EMPLOYMENT - FIRST LEAVE BEGAN DECEMBER 1, 1978)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-w.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LOUIS E. GREENLEAF, SERGEANT, POLICE DEPARTMENT, FOR PERIOD BEGINNING JULY 15, 1979 AND ENDING JANUARY 15, 1980. (DIRECTOR, CRIME PREVENTION PROGRAM - FIRST LEAVE BEGAN JANUARY 15, 1979)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.                    RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PAYROLL TAXES FOR 1978 AND 1979 TOTTALLING \$6,869.92 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTTALLING \$423,449.54 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1974, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO CANCEL \$38,844.53 OUTSTANDING WATER-SEWER CHARGES ON PROPERTIES WHICH THE CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURE, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-ba.                    RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO  
(PARTIAL) "CONSENT ORDER TO VACATE" WITH ALFRED AND MARY MILLER, OWNERS OF PROPERTY  
57-63 LEHIGH AVENUE, BLOCK 3643, LOTS 47 AND 49; TOTAL ARREARAGE SUM DUE THE CITY OF  
NEWARK PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON THE DATE OF REDEMPTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.                    RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED  
MOTOR VEHICLES IN THE POLICE DEPARTMENT, FOUND ABANDONED AND UNCLAIMED, 199 JUNK VEHICLES,  
PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY FIVE DOLLARS (\$25.)  
TO MR. FRANKLIN AND ESSIE COX FOR RESTAURANT LICENSE NOT ISSUED. (31 BURNETT STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST  
REPRESENTED BY CERTAIN LOST COUPONS TO J. RUEBEN BUDD, M.D.; PURSUANT TO N.J.S.A. 40A:2-36

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-be. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JANET N. HOLT, ACCOUNT CLERK, DEPARTMENT OF FINANCE, DIVISION OF EMPLOYEES' RETIREMENT SYSTEM, FOR PERIOD BEGINNING APRIL 18, 1979 AND ENDING OCTOBER 17, 1979. (CONTINUE WORKING IN ANOTHER DEPARTMENT - FIRST LEAVE BEGAN OCTOBER 18, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH V. RACIOPPI, SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 24, 1979 AND ENDING JANUARY 24, 1980. (ASSISTANT COORDINATOR OF DEMOLITION ON FEDERAL PROGRAM - FIRST LEAVE BEGAN JANUARY 24, 1977)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ACTION DOOR SERVICES, INC., 512 BAY AVENUE, POINT PLEASANT, NEW JERSEY, ONLY BID RECEIVED, TO PROVIDE MAINTENANCE FOR OVERHEAD DOORS, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; NOT TO EXCEED \$34,776.; CONTRACT SHALL BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL; \$18,000. ENCUMBERED IN 1979 BUDGET AND BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO THE APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACT WITH ROSENBERG AND ASSOCIATES, 769 NORTHFIELD AVENUE, WEST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE CERTIFIED SHORTHAND REPORTING SERVICES, FOR SUM NOT TO EXCEED \$15,000., IN ACCORDANCE WITH HIS BID AND SPECIFICATIONS; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY FOR 12 MONTHS, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL; \$10,600. TO BE PAID FROM 1979

August 8, 1979

OPERATING BUDGET OF DEPARTMENT OF LAW, DEPARTMENT OF POLICE AND BOARD OF ADJUSTMENT TO  
COVER PERIOD TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT  
TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M. HUNT,  
SENIOR INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF  
WELFARE, FOR PERIOD BEGINNING JULY 31, 1979 AND ENDING JANUARY 31, 1980. (ADMINISTRATIVE  
ANALYST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS - FIRST LEAVE BEGAN  
JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AMENDING RESOLUTION 7-R-bp, MAY 16, 1979, CONTRACT WITH AUTOMATIC  
DATA PROCESSING INC., TO DELETE THE FOLLOWING SECTIONS: 2.6, 2.7, 2.8, 2.9, 2.10, 3.3,  
6.9, 6.10, 9.2, 9.3, 9.4, 9.11; ARTICLE VII (SELECTION AND ENROLLMENT OF PARTICIPANTS),  
ARTICLE VIII (PROHIBITED ACTIVITIES); AND AMENDING SECTION 4.3; ADDING SECTIONS 9.12, 10.1,  
10.2, 10.3, 10.4, 10.5, AND 10.6; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN  
AMOUNT OF \$1,000. PAYABLE TO EDWIN PEREZ AND HILDA PEREZ, HIS WIFE, AND NEIL BATELLI,  
THEIR ATTORNEY, 9 COLT STREET, PATERSON, NEW JERSEY, UPON RECEIPT BY THE CORPORATION  
COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY; AS A RESULT OF WARRANT NOT BEING CANCELLED  
AND MR. PEREZ WAS AGAIN ARRESTED ON SEPTEMBER 4, 1976. (INSTITUTED SUIT IN SUPERIOR

August 8, 1979

COURT, ESSEX COUNTY, LAW DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl. RESOLUTION DESIGNATING INTERSECTION OF 19TH AVENUE AND SOUTH 17TH STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON SOUTH 17TH STREET: PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH OLYMPIC TRAILS BUS COMPANY, 50 SOUTH 20TH STREET, IRVINGTON, NEW JERSEY, ONLY RESPONSIBLE BID RECEIVED, TO PROVIDE TRANSPORTATION FOR SENIOR CITIZENS, IN ACCORDANCE THEIR BID SPECIFICATIONS; CONTRACT NOT TO EXCEED \$30,000., CONTRACT SHALL BECOME EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL THE EXPIRATION OF SAID CONTRACT; FUNDS ENCUMBERED IN 1979 ADOPTED BUDGET OF DEPARTMENT OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION RATIFYING CONTRACT WITH A & A CLEANING CONTRACTORS, INC. FOR PERIOD AUGUST 1, 1979 TO AUGUST 8, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A & A CLEANING CONTRACTORS, INC., 55 WASHINGTON STREET, EAST ORANGE, NEW JERSEY,, LOWEST RESPONSIBLE BIDDER, FOR PERIOD AUGUST 9, 1979 TO JULY 31, 1980, TO PROVIDE MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE FOR 972 BROAD STREET, FOR SUM NOT TO EXCEED \$47,700., IN ACCORDANCE WITH BID SPECIFICA-

August 8, 1979

TIONS; MONTHLY COST \$3,975., \$23,850 ENCUMBERED IN DIVISION OF OFFICE OF REAL PROPERTY TO COVER PERIOD UP TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION RATIFYING CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE, INC.

FOR PERIOD AUGUST 1, 1979 TO AUGUST 8, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE, INC., 904 ELLIS PARKWAY, EDISON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PERIOD AUGUST 9, 1979 TO JULY 31, 1980, TO PROVIDE MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE FOR VARIOUS BUILDINGS IN THE CITY, FOR SUM NOT TO EXCEED \$274,764. (605 BROAD STREET-\$84,036.; 786 BROAD STREET-\$69,924.; 11 HILL STREET-\$81,540.; 11-15 CLINTON STREET-\$39,264.); IN ACCORDANCE WITH BID SPECIFICATIONS; \$137,382. ENCUMBERED IN DIVISION OF OFFICE OF REAL PROPERTY TO COVER PERIOD UP TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING MAYOR TO EXECUTE CITY OF NEWARK'S ANNUAL PLAN FOR

FISCAL YEAR 1980 UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978; AMOUNT OF FUNDS UNDER THIS ANNUAL PLAN IS \$23,236,240.; ALL FUNDS TO BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID ANNUAL PLAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



August 8, 1979

7-R-bq. RESOLUTION AMENDING RESOLUTION 7-R-by, JUNE 20, 1979, CONTRACT WITH NEW JERSEY STATE EMPLOYMENT AND TRAINING SERVICES, TO PROVIDE FURNITURE MOVERS TRAINING PROGRAM, FOR PERIOD JUNE 20, 1979 TO JULY 20, 1979, BY EXTENDING TERMINATION TO AUGUST 15, 1979; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION AMENDING RESOLUTION 7-R-ck, JUNE 20, 1979, CONTRACT WITH MT. CARMEL GUILD, INC., BY INCLUDING PROVISION FOR ADVANCED PAYMENT; AMOUNT OF ADVANCE SHALL BE ONE-THIRD OF CONTRACT AMOUNT AND IF ADVANCE IS MADE, REIMBURSEMENT PAYMENTS WILL BE REDUCED, AS PER ATTACHED RESOLUTION; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH START-UP TECHNICAL INSTITUTE, INC., 21 SPRING STREET, NEWARK, NEW JERSEY, TO PERFORM AN ELECTRONICS SKILLS TRAINING PROGRAM FOR PERIOD AUGUST 15, 1979 TO JANUARY 30, 1980 FOR AMOUNT NOT TO EXCEED \$89,740., ONLY BID RECEIVED; SOURCE OF FUNDS - 1978 AMENDMENT OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT (SUBPART B).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH SELBACH MEYER COMPANY, 597-613 66TH STREET, WEST NEW YORK, NEW JERSEY, FOR STRUCTURAL STEEL, IN AMOUNT OF \$157,685.; THE CONDITIONING COMPANY, 47 PIERCE STREET, NEWARK, NEW JERSEY, FOR HVAC, IN AMOUNT OF \$1,344,090.; N. YEAGER, INC. 364 MULBERRY STREET, NEWARK, NEW

August 8, 1979

JERSEY, FOR ELECTRICAL WHICH EXCLUDES THE SECURITY CONTROL SYSTEM ALTERNATE, IN AMOUNT OF \$335,000.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT FOR ALTERNATE BID WITH N. YEAGER, INC., 364 MULBERRY STREET, NEWARK, IN AMOUNT OF \$147,750. WITHIN SIXTY DAYS OF APPROVAL OF SAID RESOLUTION; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY PROGRAM OF 1977 (F.P.N.J. 01-51-21840) (STRUCTURAL STEEL, HVAC AND ELECTRICAL FOR CONTRACT 78-39GC-R, NEWARK POLICE AND COURTS BUILDING)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH PHILIP EISENSTAT, O.D. FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,149.68. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JIACOMO ADESSA, M.D. FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1979 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,866.24. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,200. PAYABLE TO MILAGROS VEGA AND BONIFACIO VEGA AND THEIR ATTORNEY, GEORGE DUGGAN, 10 COMMERCE COURT, NEWARK, NEW JERSEY, UNTIL PAPERS AND DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL ARE RECEIVED; FOR INJURIES SUSTAINED TO MILAGROS VEGA WHEN SHE TRIPPED AND FELL ON SIDEWALK WAITING FOR BUS AT MILITARY PARK. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN AMOUNT OF \$4,334.85, WHICH SUM INCLUDES INTEREST ON JUDGEMENT, PAYABLE TO CARLOS DELGARDO AND RUTGERS URBAN LEGAL CLINIC, 15 WASHINGTON STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. DELGARDO ALLEGED THAT HE WAS NEGLIGENTLY SHOT BY NEWARK POLICE OFFICERS. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY AND SAID MATTER WAS TRIED AND VERDICT WAS RETURNED AGAINST THE CITY BY JURY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT \$250. PAYABLE TO CITY OF NEWARK FROM HAGGERTY & DONCHUE, ESQS., 2204 MORRIS AVENUE, UNION, NEW JERSEY, IN FULL SETTLEMENT OF CLAIM AGAINST MAMIE GARRETT AND HER HUSBAND BERRY GARRETT; FURTHER AUTHORIZING THAT A RELEASE AND STIPULATION OF SETTLEMENT BE EXECUTED; FOR DAMAGES TO CITY-OWNED VEHICLE. (CITY OF NEWARK INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT

August 8, 1979

OF \$160. TO VALERIA QUINONES, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO HER HOME BY CITY EMPLOYEE OF DEPARTMENT OF RECREATION AND PARKS, WHILE CUTTING TREE LIMBS FROM TREE AT 135 TELFORD STREET WHICH HIT ELECTRICAL SERVICE WIRE ON PLAINTIFF'S HOUSE AND BENT PIPE ON SIDE OF HOUSE. (INSTITUTED ACTION IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca. RESOLUTION APPOINTING NATHANIEL THOMPSON, SPECIAL POLICEMAN FOR YEAR ENDING DECEMBER 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb. RESOLUTION REVOKING APPOINTMENT OF DAVID MORTON AS A SPECIAL POLICE OFFICER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc. RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO CONSENT ORDER/INSTALLMENT AGREEMENT WITH SOUTH ORANGE LIQUORS, SOUTH ORANGE LOUNGE, 372-374 SOUTH ORANGE AVENUE, BLOCK 266, LOT 4: CURRENT YEAR'S TAXES AND EACH SUBSEQUENT YEARS' TAXES, THEREAFTER TO BE PAID ON QUARTERLY DUE DATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani,

August 8, 1979

President Harris.

No: Councilmen Johnson, Martinez.

7-R-cc-1. RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO CONSENT ORDER/INSTALLMENT AGREEMENT WITH SCOTT COLLEGE OF BEAUTY CULTURE, 597-605 HIGH STREET, BLOCK 2508, LOT 29; CURRENT YEAR'S TAXES AND EACH SUBSEQUENT YEARS' TAXES THEREAFTER TO BE PAID ON QUARTERLY DUE DATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION AUTHORIZING THE NEWARK POLICE DEPARTMENT DETECTIVE DIVISION USE OF A VAN TOWED AS ABANDONED FOR OPERATIONAL PURPOSES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce. RESOLUTION ACCEPTING BID OF SAASAAN INVESTMENT AND DEVELOPMENT CORPORATION FOR THE PURCHASE OF PROPERTY KNOWN AS 44-46 COMMERCE STREET, BLOCK 145, LOT 36, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf. RESOLUTION RATIFYING THE MAYOR'S EXECUTION, ON BEHALF OF THE CITY OF NEWARK, OF AMENDMENT OF PROJECT AGREEMENT WITH STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION, COMMITTING THE STATE TO AN ADDITIONAL PAYMENT OF \$200,000, TO THE CITY TOWARDS CONTRIBUTION OF PHASE I OF PEQUANNOCK WATERSHED RECREATIONAL FACILITY (ORIGINAL PROJECT AGREEMENT AUTHORIZED BY COUNCIL RESOLUTION 7-R-bc OF FEBRUARY 5, 1975 FOR \$332,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

August 8, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION ACCEPTING PLAN OF REORGANIZATION OF THE CENTRAL RAILROAD OF NEW JERSEY AND ELECTING TO HAVE THE CITY'S CLAIM SATISFIED PURSUANT TO OPTION B; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE A BALLOT ACCEPTING THE PLAN OF REORGANIZATION AND ELECTING PAYMENT PURSUANT TO OPTION B.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION AUTHORIZING THE SETTLEMENT OF THE LITIGATION BETWEEN THE CITY OF NEWARK AND THE MAYOR OF THE CITY OF NEWARK AND R.T. URBAN RENEWAL INVESTORS AND UNIVERSAL SHEET METAL CORPORATION; FURTHER AUTHORIZING THE CORPORATION COUNSEL TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECT THE SETTLEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF NEWARK, TO EXECUTE AMENDATORY AGREEMENT BETWEEN CITY OF NEWARK AND THE ROBERT TREAT HOTEL URBAN RENEWAL CORPORATION, 42-50 PARK PLACE, NEWARK (RESOLUTION 7-R-s, DECEMBER 30, 1971) PROVIDING FOR INSTALLMENT PAYMENTS OF DELINQUENT AND CURRENT ANNUAL SERVICE CHARGES. (ANNUAL SERVICE CHARGE ARREARAGE AS OF DECEMBER 31, 1978-\$344,941.79, INTEREST-\$81,999.61, TOTAL-\$426,941.40)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj.                    RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON SEPTEMBER 8, 1979, AT 10:00 A. M., AT THE CENTRAL WARD BOY'S CLUB, 1 AVON AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING OF EXHIBIT "A" AND NOTICE OF FURTHER MEETING, SEPTEMBER 19, 1979, AT WHICH MEETING, THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED IN LAW. (DOG DAYS SALE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ck.                    RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ACT AS AGENT OF CITY OF NEWARK TO EXECUTE A CONTRACT WITH VAN DER STAD SAWMILL CO., HIGHEST RESPONSIBLE BIDDER, FOR SELECTIVE TIMBER CUTTING OF APPROXIMATELY 210,000 BOARD FEET OF TIMBER FOR \$21,075., AS PROVIDED FOR IN BIDS AND SPECIFICATIONS; SAID FUNDS SHALL BE COLLECTED BY NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION PURSUANT TO RESOLUTION 7-R-bg, DECEMBER 20, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.                    RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AGREEMENTS WITH STATE OF NEW JERSEY, THROUGH DEPARTMENT OF TRANSPORTATION AND TRANSPORT OF NEW JERSEY, FOR DESIGN PROCUREMENT, INSTALLATION OF ALL COMPONENTS OF A RADIO SYSTEM AND VARIOUS ANCILLARY EQUIPMENT IN ORDER TO PROVIDE AN EFFECTIVE AND RELIABLE MEANS FOR PROMPT TRANSMITTAL AND RECORDING OF ALL MESSAGES RELATING TO CRIMES IN PROGRESS FROM MOBILE UNITS TO A CENTRAL SUBWAY CONTROL POINT (SUBWAY SYSTEM OF THE CITY OF NEWARK); MONIES APPROPRIATED FROM P. L. 1977 C138, AND STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA)

(Copy of resolution and correspondence submitted to each Member of the Council)

August 8, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.                    RESOLUTION APPOINTING ALAN MUSCARELLA, 864 NORTH 7TH STREET, NEWARK, NEW JERSEY, SPECIAL POLICEMAN, FOR YEAR ENDING DECEMBER 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.                    RESOLUTION SUPPLEMENTING A "RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE (7-R-a APRIL 18, 1979)" TO ESTABLISH PARKING RATES FOR NEWARK MUNICIPAL EMPLOYEES AT THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-co.                    RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR AIR POLLUTION CONTROL GRANT IN AMOUNT OF \$56,517. WITH "AIR POLLUTION CONTROL PROGRAM" OF CLEAN AIR ACT OF 1970, AS AMENDED, WITH UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING ONE-THIRD MATCHING SHARE OF EXISTING IN-KIND SERVICES EQUIVALENT TO \$37,009. FROM CURRENT BUDGET OF BUREAU OF AIR POLLUTION, DEPARTMENT OF HEALTH AND WELFARE; DOES NOT REQUIRE EXPENDITURE OF ANY CITY FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



August 8, 1979

7-R-cp.

RESOLUTION AUTHORIZING THE BULK SALE OF THIRTY-SIX (36) CITY-OWNED PROPERTIES ON ANNEXED EXHIBIT "A", AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEW COMMUNITY CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 306-308 ELIZABETH AVENUE, BLOCK 2725, LOT 19, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (BRACHSHER'S TAVERN, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION AUTHORIZING POLICE DIRECTOR TO EXECUTE SAVE-HARMLESS AGREEMENT IN BEHALF OF CITY OF NEWARK WITH TOWNSHIP OF MILLBURN FOR USE OF ITS PISTOL FIRING RANGE LOCATED IN THE REAR OF 635 PASSAIC AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION ACCEPTING BID OF AD-AID INCORPORATED FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 207-211 AND 213-223 NEW JERSEY RAILROAD AVENUE, BLOCK 918, LOTS 1 AND 10, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-R-ct.                    RESOLUTION ACCEPTING BID OF INDUSTRIAL DEVELOPMENT CORPORATION FOR THE  
PURCHASE OF CITY-OWNED PROPERTY DESCRIBED ON ANNEXED EXHIBIT "A"; IN THE AMOUNT OF  
\$50,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cu.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, PEQUANNOCK WATERSHED RECREATIONAL FACILITY, \$200,000.; ITEM AVAILABLE FROM  
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cv.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, NON-HOSPITAL DETOXIFICATION CENTER, PROJECT #3463, SUB-GRANT #A-C-2-72-78,  
\$52,777., ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY; SUM  
OF \$2,777. REPRESENTING THE AMOUNT REQUIRED FOR THE MUNICIPALITIES SHARE OF THE AFORE-  
MENTIONED UNDERTAKING WILL BE PROVIDED BY THE BUDGET OF THE YEAR 1979 UNDER THE CAPTION  
OF DEPARTMENT OF HEALTH AND WELFARE, DIRECTOR'S OFFICE, SERVICE BY CONTRACT OR AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cw.                    RESOLUTION RATIFYING CONTRACT BETWEEN NEW JERSEY STATE DEPARTMENT OF  
COMMUNITY AFFAIRS, FOR PERIOD JANUARY 1, 1979 TO AUGUST 8, 1979; FURTHER AUTHORIZING  
DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A GRANT-IN-AID CONTRACT WITH  
NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT SUM OF \$672,718. OF NEW

August 8, 1979

MONEYS FROM TITLE III, PLUS SUM OF \$220,000. FROM PREVIOUS GRANT AGREEMENT #78403, FOR THE CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY FOR PERIOD AUGUST 9, 1979 TO DECEMBER 31, 1979, TOTTALLING \$892,718.; PROPOSED BUDGET FOR SAID PROGRAM IS \$1,050,813.; \$672,718.-NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, \$158,095.-IN-KIND (PERSONNEL, SPACE); \$220,000.-ESTIMATED CARRY OVER FUNDS FROM PREVIOUS GRANT; DOES NOT REQUIRE EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK AND ONLY PROVIDES FOR IN-KIND SERVICES TO SUPPORT PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that the errors in the budget be corrected by a meeting between members of the staff of the Department of Health and Welfare and Chief Accountant Fitzsimons, Office of the City Clerk was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE AND DRAFT A CHECK TO AZTEC LEATHER CORPORATION IN THE AMOUNT OF \$1,000. IN ORDER TO RETURN THE DEPOSIT OF SAID AMOUNT ON CITY-OWNED PROPERTY LOCATED AT 207-211 AND 213-223 NEW JERSEY RAILROAD AVENUE, BLOCK 918, LOTS 1 AND 10, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cy.

RESOLUTION AMENDING RESOLUTION 7-R-br, JUNE 6, 1979, CONTRACT WITH JAMES R. COWAN, JR., M.D., FOR DELIVERY OF MEDICAL AND PSYCHIATRIC SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM METHADONE MAINTENANCE PROJECT, FOR PERIOD OCTOBER 28, 1978 TO DECEMBER 16, 1978, IN AMOUNT OF \$2,018.48; BY AMENDING ARTICLE VII - INSURANCE, PARAGRAPH A TO READ "THE CONTRACTOR WILL OBTAIN, AT HIS/HER OWN EXPENSE MALPRACTICE INSURANCE IN ACCORDANCE WITH N.J. STATE LAW."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

August 8, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cz.                    RESOLUTION AMENDING RESOLUTION 7-R-c-1, FEBRUARY 27, 1979, PROPOSED 1979 CAPITAL BUDGET, BY DELETING 1279-CONSTRUCTION OF 94 MGD WATER FILTRATION FACILITY AT PEQUANNOCK RESERVOIR SUPPLEMENTED BY NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT-\$20,800,000.; FURTHER INCREASING ESTIMATED AUTHORIZATIONS FOR ACQUISITION OF PUBLIC WORKS DEPARTMENT VEHICLES TO ADD 6-TANDEM TRACTORS, FROM \$1,384,000. TO \$1,684,000.; CITY MATCH TO U.S. ECONOMIC DEVELOPMENT ADMINISTRATION GRANT FOR PUMP STATION ON PERIPHERAL DITCH, FROM \$724,000. TO \$1,574,000.; FURTHER ADDING PROJECTS TO 1979 CAPITAL BUDGET, PER ATTACHED RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-da.                    RESOLUTION ACCEPTING BID OF COMMERCIAL CAPITAL DEVELOPERS, INC. TO LEASE WITH AN OPTION TO PURCHASE APPROXIMATELY 17.74 ACRES OF CITY-OWNED PROPERTY KNOWN ON THE OFFICIAL TAX MAP AND TAX DUPLICATE OF THE CITY OF NEWARK (YEAR 1979) AS BLOCK 5088, LOT 76 FOR A SEVENTY-FIVE (75) YEAR TERM PURSUANT TO N.J.S.A. 40A:12-14(a), ON THE TERMS AND CONDITIONS OF THE ATTACHED LEASE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

Councilman Grant stated for the record there was supposed to be legislation dealing with 6th Street Urban Renewal Corporation and Wometco, individuals who are planning to establish the TV station in Newark and also transfer a radio station license before the Council today. He has spoken with members of the Tax Assessor's Office, persons from the Law Department and representatives from Shanley and Fisher, attorneys, and the Law Department has given him 99 reasons why they could not make that legislation available but not one reason why they could.

August 8, 1979

Councilman Grant pointed out this would generate 125 jobs for the City of Newark and now we are going to have to wait another month for possible presentation to the Council. He thinks it is unfortunate, whenever something positive is coming to Newark, they find reasons upon reasons not to get it ready.

Councilman Grant reiterated we are talking about 125 jobs, no new tax abatement, just for the granting of basic permission for the TV station to locate in the City of Newark. He is opposed to the inaction of the Law Department. He has spoken to Corporation Counsel Perillo and Assistant Corporation Counsel Schwarz and other persons and, again, all reasons why it cannot be done, not one reason why they will try and get it done.

#### MOTIONS.

7-M-a. A MOTION RECOGNIZING 'BUS' GAUSEPOHL, ON THE OCCASION OF HIS RETIREMENT FROM THE POSITION OF DIRECTOR, DEPARTMENT OF PUBLIC WORKS, COUNTY OF ESSEX, AND CONVEYING COUNCIL'S WARM WISHES FOR A HEALTHY AND HAPPY FUTURE, was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani.

Not Voting: President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO REQUEST DIRECTOR OF ENGINEERING ZACH TO REVIEW AND SUBMIT HIS COMMENTS AND RECOMMENDATIONS TO THE MUNICIPAL COUNCIL ON THE SEWER SYSTEM EVALUATION SURVEY - INTERIM REPORT - PHASE II-A AND THE SEWER SYSTEM EVALUATION SURVEY - SUMMARY REPORT - PHASE II-A, BOTH DATED MAY 1979, WHICH WERE PREPARED FOR THE JOINT MEETING OF ESSEX AND UNION COUNTIES BY ELSON T. KILLAM ASSOCIATES, INC., was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH, PUBLIC BUILDINGS MANAGER RAMONDINI, CODE ENFORCEMENT SPECIALIST MCGINLEY AND DIRECTOR OF HEALTH AND WELFARE MORGAN TO INDICATE TO THE COUNCIL WHY THAT PORTION OF BLOCK 2069, WHICH FRONTS ON PARIS STREET AND WAS THE SIGHT OF A CHEMICAL PLANT EXPLOSION, HAS NOT BEEN COMPLETELY FENCED FOR THE

August 8, 1979

SAFETY OF THE NEIGHBORHOOD CHILDREN AND THAT THE COUNCIL BE MADE AWARE IF THIS SAME SITE IS FREE OF ALL HEALTH HAZARDS AND VIOLATIONS ESPECIALLY IN REGARD TO THE PRESENCE OF TOXIC CHEMICALS AND THE DEBRIS FROM THE PREVIOUSLY NOTED EXPLOSION; FURTHER, THAT THE COUNCIL BE INFORMED OF ANY PLANS THE ADMINISTRATION IS UNDERTAKING TO REDEVELOP THIS SITE, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-M-d. A MOTION COMMENDING DOUGLAS ELDRIDGE, EDITOR OF "INFORMATION" FOR THE ARTICLE ABOUT THE IRONBOUND SECTION OF NEWARK IN THE JULY/AUGUST ISSUE OF 'INFORMATION'; FURTHER REQUESTING ARTICLES ON AREAS IN NEWARK SUCH AS VAILSBURG, WEEQUAHIC, FOREST HILL, ETC. IN FUTURE ISSUES OF "INFORMATION", was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e. A MOTION REQUESTING A REPORT TO THE MUNICIPAL COUNCIL ON THE PROGRESS BEING MADE ON SEWERAGE REPAIRS AT SHERMAN AVENUE AND VANDERPOOL STREET, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f. A MOTION REQUESTING A REPORT ON THE STATUS OF THE INVESTIGATION CONCERNING ZONING CHANGES FOR 107-139 BRILL STREET, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-g. A MOTION REQUESTING AN INVESTIGATION OF THE BREAKAGE IN THE NEW SIDEWALK THAT WAS RECENTLY LAID AT 67 HANSBURY AVENUE, was made Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

7-M-h.            A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO COMMUNICATE WITH THE NEW JERSEY STATE HIGHWAY DEPARTMENT TO PROPOSE SOLUTIONS FOR THE WATER DAMAGE BEING DONE TO THE PLUM HOUSE (A NATIONAL MONUMENT) BY OVERHEAD TRAFFIC ON ROUTE 280, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-i.            A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF JOSPEH A. POCCHIO, AN OFFICER OF THE ESSEX COUNTY POLICE DEPARTMENT; FURTHER NOTING THAT A RESOLUTION HONORING HIS MEMORY WILL BE PRESENTED TO THE MUNICIPAL COUNCIL AT THEIR NEXT REGULAR MEETING ON SEPTEMBER 5, 1979, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

At the request of President Harris, the audience arose for a moment of silence.

7-M-j.            A MOTION REQUESTING EXECUTIVE DIRECTOR OF NEWARK HOUSING AUTHORITY BUCK THE DATE FOR THE START OF CONSTRUCTION FOR THE "SCATTERED SITE HOUSING" THROUGHOUT THE CITY OF NEWARK, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-k.            A MOTION REQUESTING THE STATUS AND START UP DATE FOR THE GRASS ISLAND PROJECT FROM DIRECTOR OF ENGINEERING ZACH AND ACTING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE ALLEN, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-l.            A MOTION REQUESTING DIRECTOR OF HEALTH AND WELFARE MORGAN TO REPORT TO THE MUNICIPAL COUNCIL ON HIS PLANS TO REMOVE THE HAZARDOUS CONDITIONS EXISTING AT #2 AND #18 CUSTER PLACE; FURTHER REQUESTING DIRECTOR OF HEALTH AND WELFARE MORGAN TO USE THE

August 8, 1979

AUTHORITY OF HIS OFFICE TO INSURE THAT THE OWNERS OF SAID PROPERTY MAINTAIN IT PROPERLY IN THE FUTURE, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-m. A MOTION REQUESTING BUSINESS ADMINISTRATOR HILL, RECREATION AND PARKS DIRECTOR WASHINGTON AND A REPRESENTATIVE OF THE MAYOR'S STAFF BE PRESENT AT THE NEXT PRE-MEETING CONFERENCE ON SEPTEMBER 4, 1979 TO DISCUSS WITH THE COUNCIL THE CLOSING OF THE WILSON AVENUE BATHHOUSE AND WHAT SOLUTIONS CAN BE IMPLEMENTED TO SPEED ITS REOPENING, was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 6, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PROPERTY KNOWN AS 289-405 AND 415-439 FIFTH STREET, BLOCK 1950, PORTION OF LOT 1 AND LOT 45, TO THE STATE OF NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b)(1) FOR THE SUM OF \$70,000."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Acting Executive Director Allen, Mayor's Policy and Development Office and Ms. Barbara Sacks, Aide to the Mayor met with the Council August 7, 1979)

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading, was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE



August 8, 1979

REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED,  
BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET."

(Grove Street, West side, beginning 216 feet south of the southerly  
curbline of Ruth Street and extending 22 feet southerly  
therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5,  
1979 Calendar of the Municipal Council on first reading was made by Councilman Bottone,  
seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RE-  
CEIVED JULY 26, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING  
PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES  
OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING  
ON ROME STREET."

(Rome Street, Both sides, from the southerly line of St. Charles Street  
to a point 100 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5,  
1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez,  
seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RE-  
CEIVED JULY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN  
ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING  
SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE  
THE TITLE AND SALARY RANGE FOR SENIOR DATA CONTROL CLERK IN THE OFFICE OF THE MAYOR,  
MUNICIPAL COURTS)."

(Senior Data Control Clerk \$8,173. - \$9,748.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 8, 1979

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 26, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON RAYMOND BOULEVARD."

(Raymond Boulevard, North side, from the easterly curblineline of McCarter

Highway to a point 185 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 26, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET."

(Beverly Street, from Leslie Street to Newark City Line

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

August 8, 1979

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 26, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ESTABLISH THE SALARY FOR THE INCUMBENTS IN THE POSITION PARKING VIOLATIONS OFFICER)."

(1979 Salary for present incumbents only in the position of Parking Violations Officer be established at the fourth (4th) step of range thirteen (13) of the Master Pay Grade Schedule, namely \$11,158.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 26, 1979, ENCLOSING PROPOSED "ORDINANCE ADOPTING AND ESTABLISHING REGULATIONS FOR SITE PLAN APPROVAL."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this Item, see Ordinance 6-F-1, on page 16 in the minutes of this meeting)

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 30, 1979, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC. FOR APPROXIMATELY 1,500 SQUARE FEET OF OFFICE SPACE OF CITY-OWNED PROPERTY LOCATED ON THE TWELFTH (12) FLOOR OF 605 BROAD STREET, NEWARK, NEW JERSEY, FOR THE SUM OF SIX THOUSAND, THREE HUNDRED AND NINETY (\$6,390.) DOLLARS PER YEAR, FOR A PERIOD OF ONE (1) YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilwoman Villani and adopted by the following votes:

August 8, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 30, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 16, 1979 AND AMENDMENT THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, DEPARTMENT OF GENERAL SERVICES)."

(Director, Department of General  
Services

\$38,587. ~ \$38,587.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 5, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 31, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND THE REVISED ORDINANCES OF THE CITY OF NEWARK, (1966) TO ADD THERETO A SECTION ESTABLISHING TERMS AND FEES FOR THE USE OF CITY FACILITIES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Hill, Corporation Counsel Perillo and Director of Recreation and Parks Washington to meet with the Council at their pre-meeting conference September 4, 1979, was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 8-l. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 3, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF VERNON, KNOWN AS A PORTION OF BLOCK 240, LOT 2 IN EXCHANGE FOR LANDS OWNED BY SVATOPLUK J. POKORNY AND AMALIE POKORNY, HIS WIFE, KNOWN AS A PORTION OF BLOCK 240, LOT 6 LOCATED IN THE TOWNSHIP OF VERNON PLUS \$1,250. AND AUTHORIZING THE GRANTING OF A RIGHT-OF-WAY TO BE USED FOR THE SOLE PURPOSE OF INGRESS AND EGRESS BY SVATOPLUK J. AND AMALIE POKORNY, HIS WIFE, THEIR HEIRS AND ASSIGNS TO BLOCK 240,

August 8, 1979

148

LOT 2, FOR \$13,750.; FURTHER, AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE SUCH DOCUMENTS TO EFFECTUATE SUCH EXCHANGE AND RIGHT-OF-WAY AGREEMENT AND TO COLLECT SUCH SUMS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-m, on pages 16 and 17 in the minutes of this meeting)

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 3, 1979, ENCLOSING PROPOSED "ORDINANCE GRANTING TO GEORGE AND HEIDI HAGGART AND THEIR ASSIGNS A RIGHT-OF-WAY THROUGH CITY OF NEWARK LANDS IN VERNON TOWNSHIP (BLOCK 240, LOT 2) FOR THE PURPOSES OF INGRESS AND EGRESS TO HAGGART OWNED BLOCK 240, LOT 3 UPON PAYMENT OF SEVEN THOUSAND DOLLARS (\$7,000.) AND THE COSTS OF PUBLICATION OF THIS ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-n, on page 17 in the minutes of this meeting)

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 8, 1979, ENCLOSING PROPOSED "BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$19,571,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$18,628,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-o, on page 18 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from July 3, 1979 to July 31, 1979:

August 8, 1979

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Columba Roman Catholic Church	7685 (Amended)
Queen of Angels Parent Teachers Association	7773 (Amended)
Mt. Carmel Guild - Special Education	8001
Eastern Rite Mission of the Most Holy Redeemer ot the St. of N.J.	8002

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Augustine's Church	8003
Church of Our Lady of Good Counsel	8004
Clear View Baptist Church	8005
Babyland Nursery, Inc.	8006
Babyland Nursery, Inc.	8007

A motion to concur in the Report was made by by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

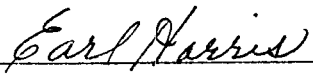
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 5:30 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President

Newark, New Jersey, September 5, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Thomas G. Smith, Pastor, Our Lady of Good Counsel Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman James arrived at 1:20 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 27, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman James arrived at 1:20 P. M.)

A motion to consider Resolutions 7-R-x and 7-R-y at this time was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x. RESOLUTION COMMENDING SEVENTY-FOUR (74) UNITED STATES YOUTH GAMES PARTICIPANTS  
FROM THE CITY OF NEWARK.

WHEREAS, from July 25 through July 29, 1979, the Thirteenth Annual United States Youth Games were held in Richmond, Virginia; and

WHEREAS, from over 700 contestants, 74 youngsters were chosen to represent the City of Newark at the United States Youth Games in the sports of basketball, bowling, swimming, track and field, and tennis, and to compete in those sports against the entrants from 12 other U. S. cities; and

WHEREAS, the Newark Municipal Council wishes to congratulate all of the 74 youths listed on the attached sheet who so ably represented the City of Newark, and to commend those youngsters for their outstanding performances;

September 5, 1979

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That they tender this resolution of commendation to all of the 74 United States Youth Games participants from the City of Newark listed on the attached sheet for good sportsmanship and for proudly representing the citizens and government of the City of Newark at the United States Youth Games.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to each Youth Game participant.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Ye.: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION COMMENDING PATRICIA ROBERTS, YOLANDA TRAYLOR, PHYLLIS GRAVES, JAMES WARE AND REGGIE SWEET FOR OUTSTANDING PERFORMANCES AT THE UNITED STATES YOUTH GAMES.

WHEREAS, from July 25 through July 29, 1979, the Thirteenth Annual United States Youth Games were held in Richmond, Virginia; and

WHEREAS, 74 youngsters from the City of Newark were chosen to participate in the Youth Games, competing against the entrants from 12 other cities; and

WHEREAS, Patricia Roberts of the City of Newark took first place for Girls' Bowling and received a gold medal for her outstanding performance; and

WHEREAS, Yolanda Traylor of the City of Newark took third place for Girls' Bowling and received a bronze medal for her outstanding performance; and

WHEREAS, Phyllis Graves of the City of Newark took third place in the 880 yard dash and received a bronze medal for her outstanding performance; and

WHEREAS, James Ware of the City of Newark took third place in the high jump and received a bronze medal for his outstanding performance; and

WHEREAS, Reggie Sweet of the City of Newark took third place in the 440 yard dash and received a bronze medal for his outstanding performance; and

WHEREAS, the Newark Municipal Council wishes to commend these individuals for their outstanding performances at the United States Youth Games;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That they tender this resolution of commendation to Patricia Roberts, Yolanda Traylor, Phyllis Graves, James Ware and Reggie Sweet for outstanding performances on behalf of the citizens and government of the City of Newark, New Jersey at the United States Youth Games.

BE IT FURTHER RESOLVED THAT a copy of this resolution suitably inscribed be presented to Patricia Roberts, Yolanda Traylor, Phyllis Graves, James Ware and Reggie Sweet.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:



Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker, on behalf of the Municipal Council, commended the Newark youngsters who took part in the 1979 Youth Games and presented certificates for outstanding performance to Patricia Roberts, Yolanda Traylor, Phyllis Graves, James Ware and Reggie Sweet for their outstanding performance at the United States Youth Games which were held in Richmond, Virginia.

President Harris, on behalf of the Municipal Council, congratulated the young people. The Council is extremely proud of the participants from the City of Newark for their good sportsmanship and for proudly representing the citizens and government of the City of Newark at the United States Youth Games.

Superintendent of Recreation Leonard Chavis, on behalf of the parents, thanked the Members of the Municipal Council for their support and expressions. They look forward to the 1980 Youth Games in Springfield, Massachusetts and 1981 Youth Games in Worcester, Massachusetts, and hopefully one day they will be able to have the Youth Games in Newark.

Councilman James commended Recreation and Parks Director Washington, Superintendent of Recreation Chavis, the youngsters and the parents. He said the Council is very proud of the participants and their coach.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented 1978 ANNUAL REPORT OF THE NEWARK MUSEUM.

A motion that the Annual Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO MAY, 1979.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

4-c. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF MARCH, 1979.

A motion to approve Report of Contracts Awarded was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JUNE, 1979.

A motion to approve Report of Contracts Awarded was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JULY, 1979.

A motion to approve Report of Contracts Awarded subject to receipt of resolutions covering awarding of contracts to Olympic Trails Bus Co., Inc.-\$3,000.00, Summer Food Program-\$724,652.40 (Vendco-\$546,954.40, Institutional and Industrial Food Service-\$89,500.00, Mass Feeding Corp.-\$88,198.00) was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented COPY OF MINUTES OF QUARTERLY MEETING OF THE SECOND RIVER JOINT MEETING, HELD JUNE 4, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-J AND HCDA-S, FOR PERIOD ENDING JULY 6, 1979; INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING JULY 13, 1979, JULY 20, 1979 AND JULY 27, 1979 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-S, FOR PERIOD ENDING AUGUST 3, 1979; AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING JULY 6, 1979, JULY 13, 1979, JULY 20, 1979, JULY 27, 1979 AND AUGUST 3, 1979.

September 5, 1979

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF SCHOOL ESTIMATE, HELD JUNE 20, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JULY 10, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JULY 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JULY 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

- 4-l. The City Clerk presented EVALUATION REPORT #39, NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT/SUBGRANTS A-A8-272-76 AND A-A8-169-77, DATED JULY 6, 1979, SUBMITTED BY OFFICE OF CRIMINAL JUSTICE PLANNING EXECUTIVE DIRECTOR ZALKIND.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and Staff study made for report to the Council was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-m. The City Clerk presented EVALUATION REPORT #40, TACTICAL ANTI-CRIME TEAMS, SUBGRANTS A-B-9-82-76 AND A-B1-5-77, DATED JUNE 29, 1979, SUBMITTED BY OFFICE OF CRIMINAL JUSTICE PLANNING EXECUTIVE DIRECTOR ZALKIND.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and Staff study made for report to the Council was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-n. The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JULY 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-o. The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JULY 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-p. The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JULY 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

September 5, 1979

154

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk stated pursuant to the Statutes, he would like to read into the record the results of his examination of a petition that was filed with him on July 26, 1979. The Statutes afford him twenty days within which to examine the petition to inquire into its sufficiency and to report at the next Council meeting the results of his findings.

The City Clerk read the following letter:

"September 5, 1979

Mr. Herman Lee Simpson  
515 South 13th Street  
Newark, New Jersey 07103

Dear Mr. Simpson

On July 26, 1979, you presented to me a petition proposing that an ordinance entitled, "AN ORDINANCE TO REQUIRE THE CITY OF NEWARK TO MAINTAIN A POLICE FORCE OF NOT LESS THAN 1200 NOR MORE THAN 1522 POLICE OFFICERS AVAILABLE FOR ACTUAL DUTY AT ALL TIMES" be submitted in accordance with the provisions of N.J.S.A. 40:69A-184, et seq. to the Municipal Council of the City of Newark.

The petition is patently insufficient and defective on its face in that:

1. There is an insufficient number of valid signatures required by statute.
2. The names and addresses of five voters designated as the "Committee of Petitioners" have not been attached to each petition paper.
3. There is no affidavit of the circulator of the petition attached to each petition paper.

In addition, there may be a legal question as to the propriety of the subject matter of the ordinance.

In light of the above, I have not requested an opinion from the Corporation Counsel as to the legality of the subject matter of the ordinance.

In accordance with statute, I have determined for the above reasons that the petition is insufficient and have so certified the result thereon to the Municipal Council at its Pre-meeting Conference of September 4, 1979.

The statute requires me to notify at least two members of the Committee of Petitioners of these findings. I am, however, notifying you as the purported circulator of the petitions of these findings.

Very truly yours

*Frank D. Ascenso*  
City Clerk

Dep  
cc: John F. Donato, M.D."

September 5, 1979

A motion that the Report of the City Clerk be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF AVON AVENUE AND SOUTH 16TH STREET.

(Intersection - Avon Avenue and South 16th Street

Right Turn Prohibition - All Right Turns, 7 A. M. to 5 P. M.,

School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HENNESEY STREET AS A ONE-WAY STREET.

(Hennesey Street, Southbound, from Elm Road to Chestnut Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HANOVER STREET AND DENBIGH STREET AS ONE-WAY STREETS.

(Hanover Street, Northbound, from Malvern Street to Chestnut Street

Denbigh Street, Southbound, from Chestnut Street to Malvern Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-d. The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 7, SECTION 6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) REGULATING THE CONDUCT OF PEDDLERS AND VENDORS.

(Copy of ordinance submitted to each Member of the Council)

The City Clerk noted the amendments to this ordinance failed of adoption at the August 8, 1979 meeting of the Municipal Council. The ordinance before the Council is in an unamended form.

September 5, 1979

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Martinez, Tucker.

No: Councilmen Bottone, Carrino.

Not Voting: Councilmen Grant, James, Johnson, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PROPERTY KNOWN AS 389-405 AND 415-439 FIFTH STREET, BLOCK 1950, PORTION OF LOT 1, AND LOT 45, TO THE STATE OF NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b) FOR THE SUM OF \$70,000.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Mayor's Policy and Development Office Acting Executive Director Allen and Mayor's Aide Barbara Sacks met with the Council August 7, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning 216 feet south of the southerly curblin  
of Ruth Street and extending 22 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON ROME STREET.

(Rome Street, Both sides, from the southerly line of St. Charles Street to a point 100 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR DATA CONTROL CLERK IN THE OFFICE OF THE MAYOR, MUNICIPAL COURTS)

(Senior Data Control Clerk \$8,173. - \$9,748.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

September 5, 1979

6-F-i. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON RAYMOND BOULEVARD.

(Raymond Boulevard, North side, from the easterly curblin of McCarter Highway to a point 185 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-j. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET.

(Beverly Street, from Leslie Street to Newark City Line

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ESTABLISH THE SALARY FOR THE INCUMBENTS IN THE POSITION PARKING VIOLATIONS OFFICERS)

(Present incumbents only, Parking Violations Officer - 1979 salary established at the 4th step of range 13 of Master Pay Grade Schedule-\$11,158.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-1.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC. FOR APPROXIMATELY 1,500 SQUARE FEET OF OFFICE SPACE OF CITY-OWNED PROPERTY LOCATED ON THE TWELFTH (12) FLOOR OF 605 BROAD STREET, NEWARK, NEW JERSEY, FOR THE SUM OF SIX THOUSAND, THREE HUNDRED AND NINETY (\$6,390.00) DOLLARS PER YEAR, FOR A PERIOD OF ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

September 5, 1979

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979 AND AMENDMENT THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, DEPARTMENT OF GENERAL SERVICES)

(Director, Department of General  
Services \$38,587. - \$38,587.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

A motion to consider Item 8-i on this Calendar under "Ordinances on First Reading" was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE TO AUTHORIZE VARIOUS EMPLOYEES OF THE DEPARTMENT OF ENGINEERING TO ISSUE SUMMONSES FOR PARKING VIOLATIONS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

A motion to consider Item 8-1 on this Calendar under "Ordinances on First Reading" was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

6-F-o. The City Clerk read AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

A motion to consider Item 8-m on this Calendar under "Ordinances on First Reading" was made by Councilwoman Villani, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

6-F-p. The City Clerk read BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATIONS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

September 5, 1979

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

A motion to consider Item 8-n on this Calendar under "Ordinances on First Reading" was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-q.

The City Clerk read BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000. SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

A motion to consider Item 8-o on this Calendar under "Ordinances on First Reading" was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

6-F-r.

The City Clerk read AN ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF AN ENLARGEMENT OF AN EXISTING SERVICE STATION STRUCTURE TO EFFECT AN INCREASE IN THE VOLUME THEREOF BY MORE THAN 30% (THIRTY PERCENT) ON PREMISES 81-85 RIVER STREET A/K/A 1043 RAYMOND BOULEVARD (BLOCK 136, LOT 36) ON THE OFFICIAL TAX MAP, (YEAR 1979).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

6-F-s.

The City Clerk read BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

September 5, 1979

6-F-t.

The City Clerk read BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 19, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON EASTERN PARKWAY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

EASTERN PARKWAY:  
Southbound, from Cameron Road to Putnam Street.

And by adding thereto:

EASTERN PARKWAY:  
Southbound, from Cameron Road to Varsity Road.

EASTERN PARKWAY:  
Southbound, from Woodbine Avenue to Putnam Street.



September 5, 1979

Section 2. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

**EASTERN PARKWAY:**

East side, from Varsity Road to Woodbine Avenue.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b:

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON DARK LANE AND BRUCE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Bruce Street	Southbound	W. Market Street	Springfield Ave.
Dark Lane	Westbound	Jones Street	Hayes Street

AND ADDING THERETO:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Bruce Street	Southbound	W. Market Street	12th Avenue
Bruce Street	Southbound	14th Avenue	Springfield Ave.

September 5, 1979

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF SOUTH NINTH STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 60 FEET IN WIDTH AND EXTENDING FROM NINTH AVENUE TO WEST MARKET STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

Section 1. All that part of South Ninth Street as laid out on the Map of the Commissioners to Lay Streets, Avenues, and Squares, extending from Ninth Avenue to West Market Street shall be vacated as a public street or highway, reserving however, to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the width and the length of the above described South Ninth Street to be vacated, the right to enter upon the above for the purpose of laying, relaying, rebuilding, reconstructing, or maintaining existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates or appurtenances. The erection, construction or placing of any building, vault, or structure upon or within the described easement which will interfere with the laying, relaying, rebuilding, reconstructing, or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, known and designated as Map No. 1733-V, dated August 2, 1978.

Section 2. A copy of the aforesaid Map No. 1733-V, dated August 2, 1978, is hereto attached and made a part hereof and a copy of same map is on file in the Office of the Director of Engineering.

September 5, 1979

Section 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55-21.11, and N.J.S.A. 40:55c-72.

Section 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE YOUTH CONSULTATION SERVICE, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 270-284 BROADWAY, NEWARK, NEW JERSEY, FOR A TERM OF FOUR (4) MONTHS PURSUANT TO N.J.S. 40A:12-5(a)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That premises commonly known as 270-284 Broadway, Newark, New Jersey, designated as Block 562, Lot 27, consisting of approximately 4,350 square feet, on the Official Tax Maps and Tax Duplicate (year 1979) of the City of Newark are necessary for the performance of its governmental functions.

2. That pursuant to N.J.S. 40A:12-5(a)(1) the Director of the Department of Health and Welfare is hereby authorized to enter into a written lease agreement, the terms and conditions of which are set forth in a copy attached hereto and made a part hereof, with the Youth Consultation Service, owners of the subject premises, for a period of four (4) months commencing September 1, 1979 and terminating December 31, 1979 at a rental fee of \$1,232.48.

3. That funds to pay such consideration are available; said funds shall be from the 1979 budget of the Newark Office of Elderly Affairs.

4. That a duly executed copy of the written final agreement shall be permanently filed with this Ordinance in the office of the City Clerk by the Director of the Department of Health and Welfare.

5. That this Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

September 5, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martínez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR" (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ASSESSING CLERK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 (i) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor, (6S&FC) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by creating the title, title code, annual minimum and annual maximum salary therefor, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Assessing Clerk 102509	\$ 11,628.00	\$ 14,133.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

September 5, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 25 (a) (2), FARE RATES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB FARE RATES TO BORDERING MUNICIPALITIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 24, Chapter 1, Section 25 (a) (2), of the Revised Ordinances of the City of Newark, New Jersey, entitled Fare Rates, is hereby amended in its entirety to read as follows:

(2) From points within the city, other than Newark Airport, to bordering municipalities:

For conveying one or more passengers from any point in the City of Newark, other than Newark Airport, to any point in the following municipalities, rates shall be computed by adding \$1.00 to the total shown by an approved taximeter as provided in Section 24:1-25 (a) (1):

Belleville	Hillside
Bloomfield	Irvington
East Newark	Kearny
East Orange	South Orange
Harrison	

Section 2. Any prior ordinance inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

5. 1979

September 5, 1979

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FIELD REPRESENTATIVE - RENT CONTROL BOARD)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An Ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-C) adopted May 4, 1977, and amendments thereto, be amended to create the title and salary range for Sr. Field Representative - Rent Control Board, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(J) Rent Control Board</u>		
Senior Field Representative 142802	\$12,209.	\$14,840.

Section 2. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ADOPTING AND ESTABLISHING REGULATIONS FOR SITE PLAN APPROVAL.

WHEREAS, it is deemed in the best interest of the City of Newark to regulate development to insure that certain requirements are met to facilitate the comprehensive development plan established for the City of Newark as set forth in the Master Plan; and

WHEREAS, said planned development is essential to achieve the purposes of appropriate land use, buildings, grading, drainage utilities, open space, lighting, landscaping, driveways, parking and loading facilities; traffic control either on or off-site; proper provisions for parking; and a non-adverse effect on the surrounding community; and

WHEREAS, the Newark Central Planning Board acting pursuant to its powers as set forth in N.J.S.A. 40:55D-25 on May 7, 1979 voted to recommend to the Municipal Council of the City of Newark that a site plan ordinance, pursuant to Article 6 of the Municipal Land Use Law (N.J.S.A. 40:55D-37) be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the regulations and guidelines for site plan review for development in the City of Newark be hereby adopted.

Section 2. That a copy of the site plan ordinance of the City of Newark is attached hereto and made a part thereof.

Section 3. That any ordinance or part thereof inconsistent with the provisions of this ordinance shall be and is hereby, to the extent of such inconsistency, repealed.

Section 4. That if any portion or provision of this ordinance is declared invalid for any reason, same shall not effect the validity or constitutionality of any other portion or provision of this ordinance.

Section 5. This ordinance shall take effect upon publication and passage according to law.

Section 6. That ten (10) copies of this ordinance will be on file in the office of the City Clerk for inspection during regular business hours.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 5, 1979

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF VERNON, KNOWN AS A PORTION OF BLOCK 240, LOT 2 IN EXCHANGE FOR LANDS OWNED BY SVATOPLUK J. POKORNY AND AMALIE POKORNY, HIS WIFE, KNOWN AS A PORTION OF BLOCK 240, LOT 6 LOCATED IN THE TOWNSHIP OF VERNON PLUS \$1,250. AND AUTHORIZING THE GRANT OF A RIGHT-OF-WAY TO BE USED FOR THE SOLE PURPOSE OF INGRESS AND EGRESS BY SVATOPLUK J. AND AMALIE POKORNY, HIS WIFE, THEIR HEIRS AND ASSIGNS TO BLOCK 240, LOT 2 FOR \$13,750.; FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE SUCH DOCUMENTS TO EFFECTUATE SUCH EXCHANGE AND RIGHT-OF-WAY AGREEMENT AND TO COLLECT SUCH SUMS.

WHEREAS, the City of Newark is the owner of those lands commonly known as Block 240, Lot 2 on the tax assessment maps of the Township of Vernon consisting of + .1506 acres of which a 24.2046 acre portion is outside of the Pequannock Watershed and adjacent to lands of Svatopluk and Amalie Pokorny and is not needed for public use; and

WHEREAS, Svatopluk and Amalie Pokorny are the owners of those lands commonly designated as Block 240, Lot 6 on the tax assessment maps of the Township of Vernon consisting of + 79.054 acres of which a 24.2046 acre portion is located within the Pequannock Watershed; and

WHEREAS, the parties desire to exchange their lands in accordance with the provisions of N.J.S.A. 40A:12-16; and

WHEREAS, the parties have caused appraisal of their respective parcels to be prepared by Horace P. Lockwood, M.A.I. and his appraisals indicate the value of the City of Newark parcel as \$26,250 and the value of the land owned by Svatopluk J. and Amalie Pokorny as \$25,000 and the difference in those values is \$1,250; and

WHEREAS, N.J.S.A. 40A:12-16 provides that municipalities in acquiring land through trade may do so if the land is valued at not more than the current assessed value; and may value its land to be exchanged at not less than the amount for which it was acquired; and given that the 24.2 acre parcel to be acquired from the Pokorny's is currently assessed at \$1,394 per acre for a total of \$33,741; and the City of Newark owned 24.2 acre parcel to be exchanged was acquired in 1913 for \$21.18 per acre for a total of \$508.84; it is consistent with N.J.S.A. 40A:12-16 and in the City's interest to exchange the said lands for the difference in the appraised values of the said lands of \$1,250; and

WHEREAS, Svatopluk J. and Amalie Pokorny, his wife (hereinafter the Grantees) desire a right-of-way for themselves, their successors and assigns for the sole purpose of ingress and egress which shall not exceed eighteen feet (18') wide beginning at Route 515 in Vernon Township and continuing through the property of the City of Newark (hereinafter the Grantor) referred to as Block 240, Lot 2 on the tax assessment map of Vernon Township to the property of the Grantees commonly referred to as Block 240, Lot 6 on the tax assessment map of Vernon Township; and

WHEREAS, the right-of-way shall not be construed as given to the exclusion of the Grantees their successors and assigns or others later granted a similar right by the Grantor; and



WHEREAS, the Grantees, their heirs and assigns, shall at all times maintain and make necessary repairs at their own expense, should the roadway require such repairs for its proper upkeep and maintenance. If the Grantor exercises its rights to grant a subsequent right-of-way to those other than the herein described Grantees, their heirs and assigns, all others later granted a similar right shall have the same obligations as the Grantees herein for proper upkeep and maintenance of the right-of-way or applicable portion thereof; and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation has reviewed and recommended this exchange and the granting of a right-of-way and the Division of Water Supply has found such exchange to be advantageous to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City shall exchange a 24.2064 acre portion of Block 240, Lot 2, Vernon Township for a 24.2064 acre portion of Block 240, Lot 6, Vernon Township, as delineated on the accompanying subdivision plot, dated March 9, 1979, prepared by Delaware Valley Associates, Inc. for a consideration of \$1,250.00 in accordance with N.J.S.A. 40A:12-16.

2. That the City shall grant for a consideration of \$13,750. a right-of-way not to exceed eighteen feet (18') wide beginning at Route 515 in Vernon Township and continuing through the property of City owned Block 240, Lot 2 on the tax assessment map of Vernon Township to the property of the Grantees referred to as Block 240, Lot 6 on said tax maps and as described in the agreement accompanying this ordinance.

3. That the City of Newark owned land is not needed for public use.

4. That the Executive Director of the Newark Watershed Conservation and Development Corporation is authorized to execute on behalf of the City of Newark all documents including deeds, which are necessary to effectuate this exchange of property and the granting of right-of-way and to collect such sums as may be due, consistent with Council Resolution 7RBg of December 29, 1978.

5. That the costs of publishing this ordinance shall be paid by Svatopluk and Amalie Pokorny.

6. That a closing will occur within 45 days of the adoption of this ordinance.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Johnson.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 5, 1979

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING TO GEORGE AND HEIDI HAGGART AND THEIR ASSIGNS A RIGHT-OF-WAY THROUGH CITY OF NEWARK LANDS IN VERNON TOWNSHIP (BLOCK 240, LOT 2) FOR THE PURPOSES OF INGRESS AND EGRESS TO HAGGART OWNED BLOCK 240, LOT 3 UPON PAYMENT OF SEVEN THOUSAND DOLLARS (\$7,000.) AND THE COSTS OF PUBLICATION OF THIS ORDINANCE.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The City of Newark, hereinafter Grantor, shall grant and convey unto George and Heidi Haggart, hereinafter Grantee, a twenty foot wide right-of-way over City of Newark owned Block 240, Lot 2 in Vernon Township for ingress and egress to Block 240, Lot 3 as described in the accompanying agreement.

2. The land which the right-of-way will burden is not currently needed for public use by the City of Newark although the terms of the agreement do not exclude the Grantor's use of such.

3. Grantee hereby agrees to indemnify and save harmless the Grantor, its officers, agents, employees and servants, from any claims whatsoever, arising from or in any way connected with the use of this right-of-way.

4. The Grantee shall pay to the Newark Watershed Conservation and Development Corporation, the designated agent of the City of Newark, the sum of Seven Thousand (\$7,000) Dollars together with the costs of publishing this ordinance.

5. The Executive Director of the Newark Watershed Conservation and Development Corporation is authorized to execute the easement agreement on behalf of the City of Newark.

CITY CLERK  
NEWARK  
SEP 5 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Johnson.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 5, 1979

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$19,571,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$18,628,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be undertaken by the City of Newark, New Jersey. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$19,571,000, including the sum of \$943,000 as the several down payments required by the Local Bond Law for the improvements or purposes. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the appropriations for the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$18,628,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

September 5, 1979

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(a) The acquisition of Fire Department apparatus including 3 - 100 ft. aerial ladder trucks, 5 - 1,000 GPM pumpers and 1 aerial ladder work truck.	0179	\$ 910,000	\$ 910,000	\$ 866,500	10
(b) The acquisition of public works vehicles including 10-refuse collection trucks, 6-motorbrooms, 1-tandem dump truck, 3-heavy-duty dump trucks, 6-light-duty dump trucks, 3-front end loaders, 2-section trucks, 1-electrician's truck, 5-heavy-duty vans, 2-light-duty vans, 2-pick-up trucks, 6-tandem tractors.	0279	\$1,684,000	\$1,684,000	\$1,603,500	5
(c) The acquisition of public works specialized equipment including 1-sewer jet, 1-sewer cleaner, 2-catch basin cleaners, 1-1/2 cu. yd. back hoe, 2-aero-lift trucks, 1-rack body and crane vehicle, 1-twenty-ton asphalt roller, 5-salt spreader bodies, 5-snow plows and frames.	0379	\$ 412,000	\$ 412,000	\$ 392,000	5
(d) The construction of a pump station for the Peripheral Ditch 0479 in the Industrial River Urban Renewal area and related improvements.	0479	\$6,874,000 (including \$5,300,000 Grant from U.S. Dept. of Commerce, Economic Devel. Administration)	\$1,574,000 (City Match)	\$1,499,000	40

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(e) Drainage improvements between Avenue "P" and the New Jersey Turnpike in the Industrial River Urban Renewal area.	0579	\$5,066,000 (including \$2,536,000 Grant from U.S. Dept. of Commerce, Economic Devel. Administration and amounts to be provided by the City in the years 1980-1984)	\$1,650,000 (City Match)	\$1,571,000	40
(f) Installation of new sanitary sewer in area of Haynes Avenue and Bessener Street.	0679	\$ 323,000	\$ 323,000	\$ 307,500	40
(g) Replacement of Doremus Avenue force main from Port Street to Delancy Street along the Doremus Avenue Bridge.	0679	\$ 97,000	\$ 97,000	\$ 92,250	40
(h) Installation of new parallel service sewer along Doremus Avenue from Roanoke Avenue to Wilson Avenue and along Wilson Avenue to Avenue "P".	0679	\$1,250,000	\$1,250,000	\$1,190,250	40
(i) Television inspection and reconstruction of brick sewer along Broad Street from Murray Street to Clay Street.	0779	\$1,140,000	\$1,140,000	\$1,085,500	40
(j) The reconstruction of six-inch water main along Bloomfield Avenue from Crittenden Street to Garside Street.	0879	\$ 65,000	\$ 65,000	\$ 61,500	40
(k) The continuation of acquisition and installation of remote water meter reading devices.	0979	\$1,150,000 (inc. \$850,000 to be provided in years 1980-1984)	\$ 300,000	\$ 285,500	15

September 5, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(l) The installation of water mains along McCarter Highway from 760 feet south of Verona Avenue to 670 feet north of Verona Avenue.	1079	\$ 65,000	\$ 65,000	\$ 61,800	40
(m) The extension of high pressure water service to 189 Frelinghuysen Avenue.	1079	\$ 11,000	\$ 11,000	\$ 10,450	40
(n) The construction of Avenue Z, a modern access road, extending north-early and southerly from Wilson Avenue north of N.J. Turnpike in the meadow-lands industrial area.	1179	\$2,000,000	\$2,000,000	\$1,904,500	20
(o) The reconstruction of the building located at 828-830 Broad Street.	1379	\$1,000,000	\$1,000,000	\$ 952,000	20
(p) The reconstruction of the building located at 491 Washington Street.	1479	\$ 240,000	\$ 240,000	\$ 228,500	15
(q) The construction of the new Empire Street Garage and the selected reconstruction of Victoria Street Garage.	1579	\$ 250,000	\$ 250,000	\$ 238,000	15
(r) The acquisition and the reconstruction of the Summit Street Garage.	1679	\$ 200,000	\$ 200,000	\$ 190,000	15
(s) The construction of the new Butler Building at the Fire Training Academy.	1779	\$ 300,000	\$ 300,000	\$ 285,500	40

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(t) The reconstruction of Engine Co. 9 and Engine Co. 17, located at 195-97 Summer Avenue and 84-86 Clinton Place respectively.	1879	\$ 80,000	\$ 80,000	\$ 76,000	15
(u) The construction of the Police training facility on Avenue P.	1979	\$ 700,000	\$ 700,000	\$ 666,500	40
(v) The acquisition and installation of a telephone monitoring system for various Police facilities.	2079	\$ 35,000	\$ 35,000	\$ 33,000	10
(w) The reconstruction of the West District Police station.	2179	\$ 100,000	\$ 100,000	\$ 95,000	15
(x) The reconstruction of the Rotunda Pool and the renovation of the main building at the site.	2279	\$ 150,000	\$ 150,000	\$ 142,500	15
(y) The completion of the Military Park Garage reconstruction, including replacement of 2 elevators and mechanical appurtenances, 6-sump pumps and 2-sewerage pumps, reconstruction of north wall on bottom level and interior sidewalks in Military Park and provision of security doors.	2379	\$ 215,000	\$ 215,000	\$ 204,500	20
(z) The installation of a passenger elevator in the Newark Museum main building.	2479	\$ 285,000	\$ 285,000	\$ 271,000	15

September 5, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(aa) Design study and initial reconstruction of 53 Washington Street for use by Newark Museum.	2579	\$ 50,000	\$ 50,000	\$ 47,500	15
(bb) Exterior reconstruction of Newark Museum main and addition buildings.	2679	\$ 80,000	\$ 80,000	\$ 76,000	15
(cc) The reconstruction of Business Library located at 34 Commerce Street.	2779	\$ 150,000	\$ 150,000	\$ 142,500	15
(dd) The reconstruction of the Newark Public Library main building in conjunction with the installation of new air conditioning service in areas currently unserved.	2879	\$ 90,000	\$ 90,000	\$ 85,500	15
(ee) The replacement of the partially collapsed sewer line along Blanchard Street.	2979	\$ 460,000	\$ 460,000	\$ 438,000	40
(ff) The replacement of water mains in various locations throughout the City.	3079	\$ 300,000	\$ 300,000	\$ 285,500	40
(gg) The reconstruction of water mains at various locations throughout the City.	3179	\$ 590,000	\$ 590,000	\$ 561,750	40



Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(hh) The installation of a new high pressure water main along Park Street from Park Place to sixty feet east of vacated Pine Street.	3279	\$ 35,000	\$ 35,000	\$ 33,000	40
(ii) The reconstruction of Newark City Hall.	3379	\$ 790,000	\$ 790,000	\$ 752,000	20
(jj) The reconstruction of the building located at 11-15 Clinton Street.	3479	\$ 750,000	\$ 750,000	\$ 712,500	15
(kk) The reconstruction of the building located at 94 William Street.	3579	\$ 125,000	\$ 125,000	\$ 119,000	15
(ll) The reconstruction of 31 Green Street, City Hall Annex and 22 Franklin Street for use as Newark Police/Courts Complex.	3679	\$4,800,075 (Incl. \$4,200,075 Grant from U.S. Economic Devel. Admin. under the Local Public Works Act program)	\$ 600,000	\$ 571,000	15
(mm) The construction of a building at 102 William Street to house the Central Newark Community Health Center and the administrative office of the Health Division.	3779	\$4,165,000 (Incl. \$3,800,000 Grant from the U.S. Economic Devel. Admin. under the Local Public Works Act Program)	\$ 365,000	\$ 347,500	40

September 5, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(nn) The acquisition and installation of an automated fuel dispensing control system.	3879	\$ 150,000	\$ 150,000	\$ 142,500	15
Total			\$19,571,000	\$18,628,000	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the City may lawfully undertake as general improvements and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable lives thereof within the limitations of the Local Bond Law, is 26 years.

September 5, 1979

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$18,628,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,950,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of the purposes or improvements authorized herein and is included in the foregoing estimates thereof.

Section 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of the obligations and interest thereon without limitation of rate or amount.

Section 9. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and table this ordinance was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

(See Ordinances 6-F-s and 6-F-t on Pages 17 and 18 in the minutes of this meeting)

A motion to consider Resolutions 7-R-bh, 7-R-bn, 7-R-bz, 7-R-ca, 7-R-cb and 7-R-da at this time was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.                    RESOLUTION HONORING AND COMMENDING MS. GRACIELA RIVERA, A LONG TIME RESIDENT OF NEW JERSEY, FOR HER NUMEROUS ACHIEVEMENTS IN THE WORLD OF OPERA AND HER CONTRIBUTIONS TO THE PUERTO RICAN COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.                    RESOLUTION RECOGNIZING AND COMMENDING MR. MIGUEL E. RODRIGUEZ FOR HIS CIVIC AND POLITICAL CONTRIBUTIONS TO THE HISPANIC COMMUNITY AS WELL AS THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.                    RESOLUTION COMMENDING MAYOR KENNETH A. GIBSON FOR HIS OUTSTANDING DEDICATION IN THE HISPANIC COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-ca.      RESOLUTION RECOGNIZING AND COMMENDING MR. ROBERTO RIVERA FOR HIS CONTRIBUTIONS TO THE PUERTO RICAN COMMUNITY AS A BUSINESSMAN AND CIVIC LEADER.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.      RESOLUTION RECOGNIZING AND COMMENDING MRS. GLORIA DEL TORO FOR HER ACCOMPLISHMENTS ON BEHALF OF THE HISPANIC COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-da.      RESOLUTION CONGRATULATING MISS AGNES SANTIAGO, A RESIDENT OF NEWARK, FOR HER SELECTION AS "MISS PUERTO RICO OF NEW JERSEY 1979."

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Martinez, on behalf of the Municipal Council, presented inscribed copies of these resolutions to Mr. Roberto Rivera, which he accepted on behalf of the Hispanic community.

Mr. Rivera, on behalf of the Hispanic community, thanked the Municipal Council for their commendations.

HEARINGS OF CITIZENS.

6-HC-a.      DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council. He questioned how the Council will finance the Newark Mayor and Council raises. It has not been funded properly by ordinance and he anticipates the Council will adopt a resolution transferring the funds. The Judge has determined this salary ordinance was sufficient but unfunded. The question how the Municipal Council will fund the raises will determine whether or not a taxpayer's suit will be filed.

September 5, 1979

Dr. Donato said he was surprised to hear that Mr. Herman Lee Simpson submitted a petition on July 26, 1979 for more police officers. He requested the City Clerk to entertain withdrawal of said petition because it has the same wording as their petition. Dr. Donato indicated the petition being circulated will measure up to the demands now being proposed. Within the next ten days they will have the required number of signatures on the petition.

6-HC-b.            MRS. CARMELLA BOSCAINO, 407 CENTRAL AVENUE, NEWARK, NEW JERSEY, stated she has appeared before the Municipal Council several times complaining that the City-owned lot next door, 409 Central Avenue, is on a slope and water flows down on her property causing her basement to buckle and crack. She has contacted various City departments but the condition has not been abated.

President Harris related the Council discussed this matter at their pre-meeting conference and they have directed Engineering Director Zach to try to resolve Mrs. Boscaino's problem.

6-HC-c.            MRS. C. WILLIAMS, 39 RIVERVIEW COURT, NEWARK, NEW JERSEY, urged the Municipal Council to help the F.D.R. Senior Citizens get a center in their area. They were promised a site two years ago. Last Thursday they learned that they are not included in the budget.

Councilman Carrino said he is familiar with the situation. The State Department of Health promised the Department of Aging that there would be an expanded appropriation for 1979 for the Elderly Nutrition Program. However, they were informed in July that not only were they not going to expand in Newark but the budget would be cut 20% from last year. Therefore, it is impossible for them to entertain a center without eliminating one of the sixteen existing centers. There are eight or nine people who have requested Elderly Nutrition sites and Mr. Martin told Councilman Martinez and him that this was one of the centers. No one would be getting any extra money until 1981. This group is on the priority list.

Councilman Tucker felt the Council could recommend to the Mayor. When the State Department of Health indicates there is a possibility of expansion, they contact the Mayor's Office for centers he envisions expanding. The Council should urge the Mayor to meet with the F.D.R. and Hawkins Senior Citizens. Unless the Mayor makes a decision and puts it on his priority list, it will never become a reality. The Council does not select Senior Citizens Centers. That is the Mayor's responsibility.

September 5, 1979

6-HC-d.

MRS. PAT DANIELAK, 23 HAWKINS STREET, NEWARK, NEW JERSEY, said she has been working with Senior Citizens for several years and cannot believe there is no money for needs of Senior Citizens. She stressed the need for another nutrition site in the Ironbound area and urged the Municipal Council to help them get another site in this area.

President Harris assured the Senior Citizens of the Council's support. They will have the Mayor and Health and Welfare Director Morgan involved in this matter.

Councilman Martinez noted under "Motions" Councilman Tucker will make a motion directing the City Clerk to communicate with the Essex County Office on Aging regarding Senior Citizens. He felt they should consider this request a priority.

6-HC-e.

REVEREND DAVE BURGESS, ST. STEVENS UNITED CHURCH OR CHRIST, WILSON AVENUE, NEWARK, NEW JERSEY, indicated they will have their third meeting with the Mayor on Tuesday, September 11, 1979 and he will raise this question. He envisioned 400 Senior Citizens in the area and only 200 meals are served per day. Reverend Burgess said he visited the Unified Vailsburg Senior Citizens Center which serves meals and he was very impressed. There are three Senior Citizens Centers on the priority list, F.D.R. Center on Riverview Street, North Ward Educational Center and Friendly Senior Citizens Center on Broad Street if and when they get extra money. Reverend Burgess urged the Municipal Council and Mayor to help the Senior Citizens get another center.

Councilman Carrino noted the Stephen Crane Village has the largest number of Senior Citizens, approximately 3,000. Newark should be eligible for at least twelve more sites. Councilman Carrino felt perhaps Reverend Burgess' organization and the Council can put pressure on the Federal Government.

Councilman Tucker said he does not believe they should preclude the possibility of trying to utilize municipal funds to support some of these programs. The County Government is in receipt of a \$500,000. grant from the Office of the Aged, which sum has to be matched by the County Government, which means the County will be sponsoring programs for the elderly.

A motion to consider Resolution 7-R-dp at this time was made by Councilman Johnson, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



September 5, 1979

7-R-dp.

RESOLUTION GIVING CONSENT TO THE SIXTH STREET URBAN RENEWAL CORPORATION  
(HEREAFTER SIXTH STREET URC), FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE OF WTVG  
URBAN RENEWAL CORPORATION, ONE OF THE UNITS OF SAID PROJECT, EMBRACED IN METES AND BOUNDS  
DESCRIPTION ATTACHED HERETO ON EXHIBIT A, SO THAT TAX EXEMPTION PRESENTLY EXISTING ON  
ENTIRE PROJECT MAY CONTINUE FOR UNEXPIRED TIME OF EXEMPTION PRESENTLY EXISTING ON ENTIRE  
PROJECT: UNIT TO BE SEVERED FRONTS ON 392-414 WEST MARKET STREET AND CONTINUES ONTO 472-  
474 CENTRAL AVENUE AND ALSO FRONTS ON 1-3 LITTLETON AVENUE; SUM OF \$1,875. TO BE PAID  
TO CITY OF NEWARK, DETERMINED BY CORPORATION COUNSEL, TO BE A REASONABLE CHARGE FOR LEGAL  
SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO THE REVIEW AND PREPARATION OF SAID PAPERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MR. JOHN FITZSIMMONS, WOMETCO'S DIRECTOR OF REAL ESTATE AND LAW, 316 NORTH MIAMI AVENUE, MIAMI, FLORIDA, stated he was pleased with the action of the Council.

WWHT will have a complete new home in Newark. They think everything is looking well and hope they will be a benefit to the City of Newark.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT WITH ALLIED SECURITY, INC., 86 WASHINGTON STREET, EAST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE SECURITY SERVICES WITH UNIFORMED ARMED GUARDS, FOR VARIOUS POOL FACILITIES IN CITY OF NEWARK, FOR PERIOD JULY 12, 1979 TO SEPTEMBER 1, 1979, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT NOT TO EXCEED \$30,000.; FUNDS AVAILABLE IN DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Department of General Services Director Toma, Recreation and Parks Director Washington and City Purchasing Agent Lucarelli met with the Council September 4, 1979)

Councilman Bottone noted this is a ratifying action. The Council discussed this matter at their pre-meeting conference. Councilman Bottone queried if the Council still wants uniformed men and guard dogs.

Councilman Carrino remarked the Council should have had this information before the summer. This resolution is after the fact. Councilman Carrino said someone broke into the Rotunda Pool last night and caused extensive damage. They were told the pool would be closed and boarded.

September 5, 1979

President Harris asked why this resolution was presented after the fact.

The City Clerk replied this resolution ratifies contract from July 12, 1979 to September 1, 1979. This resolution was submitted after the July 11, 1979 meeting of the Municipal Council. It was before the Council at their August 8, 1979 meeting and the Council, at that time, deferred action because of the policy of not having the dogs and the men at the facilities.

Councilman Martinez asserted they are paying for services already provided. Yesterday it was clearly pointed out that in 1974 when they discussed security, the Council proposed dogs and when dogs were placed in the Ironbound Stadium, no damage was incurred. The City expanded the program to other areas in Newark (Boylan, Morris and J.F.K.) and vandalism was reduced. After proving to be such a success, Administration submitted a resolution approving security for the summer months, but the resolution did not indicate proper security recommended by the Council. Councilman Martinez felt in the future, particularly talking about abandoned buildings and closed facilities during the winter, the Council should consider proper security.

Councilman Martinez recommended under "Motions" the Council direct the City Clerk to forward a communication to Business Administrator Hill requesting the protection of all recreational facilities by uniformed guards and guard dogs to cut down vandalism at such facilities.

Councilman Tucker said he does not think they are talking about the evaluation of uniformed guards and guard dogs. Director of General Services Toma and Purchasing Agent Lucarelli indicated at the pre-meeting conference that they are not sure if the guard dogs are going to be in the best interest of the City. The Council has not changed its position. Councilman Tucker did not feel this matter is going to be resolved until they can get some commitment from the Business Administrator that they intend to move in the same direction as the Council.

Councilman James felt the Council should vote on the resolution before them and discuss security at recreational facilities at a special conference of the Municipal Council.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-b.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$60. PAYABLE TO MR. RICHARD HERRING, RAMCO TRADING CORPORATION, 744 BROAD STREET, NEWARK, FOR DAMAGES TO HIS AUTOMOBILE BY A DOG CONTROL TRUCK OWNED BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.            RESOLUTION RATIFYING CONTRACT WITH A & A CLEANING CONTRACTORS, INC. FOR PERIOD AUGUST 1, 1979 TO SEPTEMBER 5, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A & A CLEANING CONTRACTORS, INC., 55 WASHINGTON STREET, EAST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PERIOD SEPTEMBER 6, 1979 TO JULY 31, 1980, TO PROVIDE MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE FOR 972 BROAD STREET, FOR SUM NOT TO EXCEED \$47,700., IN ACCORDANCE WITH BID SPECIFICATIONS; MONTHLY COST \$3,975., \$23,850. ENCUMBERED IN DIVISION OF OFFICE OF REAL PROPERTY TO COVER PERIOD UP TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.            RESOLUTION RATIFYING CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE, INC. FOR PERIOD AUGUST 1, 1979 TO SEPTEMBER 5, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE, INC., 904 ELLIS PARKWAY, EDISON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PERIOD SEPTEMBER 6, 1979 TO JULY 31, 1980, TO PROVIDE MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE FOR VARIOUS BUILDINGS IN THE CITY, FOR SUM NOT TO EXCEED \$274,764. (605 BROAD STREET-\$84,036.; 786 BROAD STREET-\$69,924.; 11 HILL STREET-\$81,540.; 11-15 CLINTON STREET-\$39,264.), IN ACCORDANCE WITH BID SPECIFICATIONS; \$137,382. ENCUMBERED IN DIVISION OF OFFICE OF REAL PROPERTY TO COVER PERIOD UP TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 5, 1979

A motion to reject this resolution was made by Councilman Carrino, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez.

No: Councilmen James, Johnson.

Not Voting: Councilmen Grant, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 248-256 FIRST STREET, BLOCK 1912A, LOT 48, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (YOUTH CONSULTATION SERVICE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF PATROLMAN JOSEPH A. POCCHIO OF THE ESSEX COUNTY POLICE DEPARTMENT WHO GAVE HIS LIFE IN THE PERFORMANCE OF HIS DUTY ON AUGUST 5, 1979.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING THE PRESIDENT OF THE MUNICIPAL COUNCIL ON BEHALF OF THE CITY OF NEWARK, TO EXECUTE CONTRACT ENGAGING SERVICES OF BRUNO ASSOCIATES, INC. AS A PUBLIC RELATIONS CONSULTANT FOR THE MUNICIPAL COUNCIL FOR THE PERIOD BEGINNING OCTOBER 1, 1979 AND ENDING SEPTEMBER 30, 1980 FOR THE SUM OF \$35,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; NOTICE OF AWARD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-h. RESOLUTION ACCEPTING BID OF LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION TO LEASE APPROXIMATELY 1200 SQUARE FEET OF OFFICE SPACE ON THE THIRD FLOOR OF CITY-OWNED PROPERTY AT 11 HILL STREET, SUITE 301, NEWARK, NEW JERSEY, FOR \$4,800.00 PER YEAR FOR ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION ACCEPTING BID OF KRAWEN CORPORATION TO LEASE APPROXIMATELY 770 SQUARE FEET OF FLOOR SPACE ON THE TENTH FLOOR OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, SUITE 1003, NEWARK, NEW JERSEY, FOR \$3,603.96 PER YEAR FOR ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION ACCEPTING BID OF HAZEL PETERSON, TRADING AS AMERICAN EYESIGHT OPTICIANS TO LEASE APPROXIMATELY 535 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PROPERTY LOCATED AT 11 HILL STREET, SUITE 104, BLOCK 93, LOT 44, NEWARK, NEW JERSEY, FOR \$4,173.00 PER YEAR FOR ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-k.

RESOLUTION ACCEPTING BID OF EDUARDO GONZALEZ TRADING AS BI-LINGUAL INSTITUTE TO LEASE APPROXIMATELY 2500 SQUARE FEET OF FLOOR SPACE ON THE SECOND FLOOR OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, SUITE 2000, NEWARK, NEW JERSEY, FOR \$9,600.00 PER YEAR FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 440 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 786 BROAD STREET, BLOCK 146, LOT 48, SUITE 1210, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF TWENTY TWO HUNDRED DOLLARS AND EIGHT CENTS (\$2,200.08) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (LEWIS INTERNATIONAL SCHOOL, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO LEASE EXTENSION AGREEMENT, COPY ANNEXED HERETO, WITH THE UNITED STATES OF AMERICA, GENERAL SERVICES ADMINISTRATION, PUBLIC BUILDINGS SERVICE, TENANT, FOR APPROXIMATELY 3,221 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED ON THE GROUND FLOOR AND MEZZANINE LEVEL OF 972 BROAD STREET, BLOCK 882, LOT 74, NEWARK, NEW JERSEY FOR A SIX (6) MONTH PERIOD FROM JULY 1, 1979 TO DECEMBER 31, 1979 AT A RENTAL OF SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) PAYABLE AT A RATE OF ONE THOUSAND TWO HUNDRED AND FIFTY DOLLARS (\$1,250.00) PER MONTH PURSUANT TO N.J.S.A. 40A:12-14(b).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-n.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING AUGUST 27, 1976 AND ENDING FEBRUARY 26, 1977. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING FEBRUARY 26, 1977 AND ENDING AUGUST 27, 1977. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING AUGUST 27, 1977 AND ENDING FEBRUARY 26, 1978. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING FEBRUARY 26, 1978 AND ENDING AUGUST 27, 1978. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-r.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FLEMING JONES, JR., MUNICIPAL COMPTROLLER, DEPARTMENT OF FINANCE, DIVISION OF ACCOUNTS AND CONTROL, FOR PERIOD BEGINNING AUGUST 12, 1979 AND ENDING FEBRUARY 13, 1980. (APPOINTED DIRECTOR OF FINANCE - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.00) TO MR. EMILIO RAMIREZ FOR PEDDLER LICENSE NOT ISSUED. (185 ELWOOD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.00) TO MS. ROSA WILLIAMS FOR PEDDLER LICENSE NOT ISSUED. (522 SOUTH 17TH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.                    RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY FIVE DOLLARS (\$25.00) TO MS. ROSALYN D. JACKSON FOR RESTAURANT LICENSE NOT ISSUED. (1-5 SOUTH 13TH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.                    RESOLUTION AUTHORIZING THE CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 2,000 LBS. (APPROXIMATELY) SCRAP BRASS COUPLINGS, FIRE DEPARTMENT, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)



September 5, 1979

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.                    RESOLUTION HONORING REVEREND JEFF C. CRAWFORD ON THE OCCASION OF HIS 27TH ANNIVERSARY AS PASTOR OF THE BEULAH BAPTIST CHURCH; FURTHER, COMMENDING REVEREND CRAWFORD FOR HIS NUMEROUS ACCOMPLISHMENTS WHILE MINISTERING TO THE BEULAH BAPTIST CONGREGATION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.                    RESOLUTION COMMENDING SEVENTY-FOUR (74) UNITED STATES YOUTH GAMES PARTICIPANTS FROM THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Pages 1, 2 and 3 in the minutes of this meeting)

7-R-y.                    RESOLUTION COMMENDING PATRICIA ROBERTS, YOLANDA TRAYLOR, PHYLLIS GRAVES, JAMES WARE AND REGGIE SWEET FOR OUTSTANDING PERFORMANCES AT THE UNITED STATES YOUTH GAMES.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Pages 1, 2 and 3 in the minutes of this meeting)

7-R-z.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING AUGUST 27, 1978 AND ENDING FEBRUARY 26, 1979. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-ba.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, FOR PERIOD BEGINNING AUGUST 27, 1979 AND ENDING FEBRUARY 26, 1980. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MAMIE HALE, SUPERVISOR OF ACCOUNTS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING SEPTEMBER 1, 1979 AND ENDING FEBRUARY 29, 1980. (TO CONTINUE WITH MPDO, DEPARTMENT OF ADMINISTRATION, PURCHASING DIVISION - FIRST LEAVE BEGAN AUGUST 29, 1968)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDITH BRESCIA, BUILDING SERVICE WORKER, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS, FOR PERIOD BEGINNING SEPTEMBER 8, 1979 AND ENDING MARCH 8, 1980. (TO CONTINUE WORKING IN BOARD OF ADJUSTMENT - FIRST LEAVE BEGAN MARCH 8, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.                    RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 200 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 405, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF EIGHT HUNDRED DOLLARS AND FOUR CENTS (\$800.04) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (UNITED LABOR AGENCY OF ESSEX AND WEST HUDSON, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 200 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 786 BROAD STREET, BLOCK 146, LOT 48, SUITE 1502, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (LE CHIC JEWELRY CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 120 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 972 BROAD STREET, BLOCK 882, LOT 74, SUITE 205, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF SEVEN HUNDRED SIX DOLLARS AND TWENTY CENTS (\$706.20) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (MILTON RIEGLE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH A AND A CLEANING CONTRACTORS, INC., 344 JEFFERSON STREET, ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE WINDOW CLEANING SERVICES AT VARIOUS CITY-OWNED BUILDINGS LOCATED IN CITY OF NEWARK, IN ACCORDANCE WITH BID SPECIFICATIONS SUBMITTED JULY 24, 1979, AT COST NOT TO EXCEED \$25,050., FOR PERIOD OCTOBER 1, 1979 THROUGH SEPTEMBER 30, 1980.; \$5,000. ENCUMBERED FOR PERIOD OCTOBER 1, 1979 TO DECEMBER 31, 1979 AND BALANCE CONTINGENT UPON APPROPRIATION OF FUNDS IN NEXT FISCAL YEAR SUBJECT TO ENCUMBRANCE OF THOSE FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-bh. RESOLUTION HONORING AND COMMENDING MS. GRACIELA RIVERA, A LONG TIME RESIDENT OF NEW JERSEY, FOR HER NUMEROUS ACHIEVEMENTS IN THE WORLD OF OPERA AND HER CONTRIBUTIONS TO THE PUERTO RICAN COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 39 in the minutes of this meeting)

7-R-bi. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ANTICO REALTY CO., INC., OWNER OF PREMISES 11-13 GOUVERNEUR STREET, BLOCK 442, LOTS 56 AND 57, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH MOUNT CARMEL GUILD, INC., (RESOLUTION 7-R-cm, FEBRUARY 7, 1979) TO PROVIDE A YOUTH COMMUNITY CONSERVATION IMPROVEMENT PROGRAM, FOR PERIOD FEBRUARY 4, 1979 TO SEPTEMBER 30, 1979, TO EXTEND TERMINATION DATE FROM SEPTEMBER 30, 1979 TO DECEMBER 31, 1979. (NO ADDITIONAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,200. PAYABLE TO WILFRED MARTINEZ AND MARC A. WOLIANSKY, HIS ATTORNEY, 1291 ST. GEORGE AVENUE, COLONIA, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED BY MR. MARTINEZ WHEN HE WAS ALLEGEDLY STRUCK WITH A NIGHT STICK BY A NEWARK POLICE OFFICER, WITHOUT PROVOCATION, WHILE WALKING ON BROAD STREET NEAR WASHINGTON PARK, ON SEPTEMBER 1, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$203.70 TO JOHNNIE MAE PETTWAY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN PAYMENT OF JUDGMENT FOR DAMAGE TO HER MOTOR VEHICLE WHICH WAS STRUCK BY A CITY SNOW PLOW WHILE PARKED AT 87 STUYVESANT AVENUE ON OR ABOUT FEBRUARY 9, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$450. TO AUBREY G. PEART, JR., UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO HER MOTOR VEHICLE WHEN STRUCK BY CITY-OWNED TRUCK AT INTERSECTION OF WEST MARKET STREET AND BERGEN STREET ON OR ABOUT JANUARY 12, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.        RESOLUTION RECOGNIZING AND COMMENDING MR. MIGUEL E. RODRIGUEZ FOR HIS CIVIC AND POLITICAL CONTRIBUTIONS TO THE HISPANIC COMMUNITY AS WELL AS THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 39 in the minutes of this meeting)

7-R-bo.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$700. PAYABLE TO MR. LEO MONGIOVI AND HIS ATTORNEY, PATRICK F. X. FITZPATRICK, P. A., 230 MONTGOMERY STREET, BLOOMFIELD, NEW JERSEY, IN FULL AND TOTAL SETTLEMENT OF SUIT AGAINST CITY OF NEWARK AND NORTH JERSEY DISTRICT WATER SUPPLY, FOR DAMAGE TO MR. MONGIOVI'S BASEMENT, 50 CRESCENT TERRACE, BELLEVILLE, WHICH WAS CAUSED BY BURSTING OF PIPES AT BELLEVILLE RESERVOIR, ON OR ABOUT NOVEMBER 17, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

708  
September 5, 1979

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK MADE PAYABLE TO "ANTHONY BELLEZZA AND BARBARIS AND SKRIPEK, ESQUIRES, HIS ATTORNEYS" IN AMOUNT OF \$3,397.60 UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN SETTLEMENT OF ISSUE BY ACCEPTANCE OF THIS AMOUNT WHICH IS ONE-HALF OF AMOUNT WHICH WOULD BE PAID TO MR. BELLEZZA, NEWARK POLICE OFFICER, DURING PERIOD OF SUSPENSION NOVEMBER 3, 1975 TO APRIL 20, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$34,535.03 MADE PAYABLE TO "EINHORN AND HARRIS, ESQUIRES, AS ATTORNEYS FOR DANIEL DEL BAGNO, AND THE ESTATE OF THEODORE HOWARD" UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN SETTLEMENT OF SUIT AGAINST CITY OF NEWARK ALLEGING CITY WAS RESPONSIBLE FOR PAYMENT OF LEGAL FEES INCURRED BY POLICE OFFICERS IN DEFENCE OF CRIMINAL INDICTMENT BY VIRTUE OF N.J.S.A. 40A:14-155.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH KAULSON LABORATORIES, INC., 158 BLOOMFIELD AVENUE VERONA, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO PROVIDE LABORATORY SERVICES FOR CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; COST OF CONTRACT NOT TO EXCEED \$4,700., EFFECTIVE UPON APPROVAL OF MUNICIPAL COUNCIL AND TERMINATE DECEMBER 31, 1979. (FUNDS ENCUMBERED FROM 1979 OPERATING BUDGET OF CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, AND CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH WISMER ASSOCIATES, INCORPORATED, 6355 TOPANGA CANYON BOULEVARD, WOODLAND HILLS, CALIFORNIA, LOWEST RESPONSIBLE BIDDER, TO PROVIDE AN AUTOMATED CASH FLOW FORECASTING AND INVESTMENT MANAGEMENT SYSTEM, IN ACCORDANCE WITH SPECIFICATIONS FURNISHED BY FINANCE DEPARTMENT; COST OF CONTRACT NOT TO EXCEED \$43,817.50, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL BE FOR ONE YEAR. (FUNDS ENCUMBERED FROM 1978 APPROPRIATIONS RESERVES, UNCLASSIFIED SECTION, \$37,217.50 FOR SOFTWARE AND \$6,600. FOR TIMESHARING)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH SEARS INDUSTRIES INC., CONSOLIDATED LAUNDRIES DIVISION, A CORPORATION OF STATE OF MARYLAND, LOWEST FORMAL BIDDER, TO FURNISH UNIFORMS AND LAUNDRY SERVICES FOR EACH EMPLOYEE OF DIVISION OF MOTORS BELONGING TO TRADE BENEVOLENT ASSOCIATION UNION AND LOCAL 945 TEAMSTERS UNION, IN ACCORDANCE WITH THEIR BID AND CONTRACT SPECIFICATIONS, FOR PERIOD SEPTEMBER 15, 1979 TO SEPTEMBER 14, 1980; TOTAL COST LIMITED TO \$19,550. (\$5,000. ENCUMBERED FOR CURRENT CONTRACT PERIOD WHICH ENDS DECEMBER 31, 1979, BALANCE CONTINGENT UPON APPROPRIATION OF FUNDS IN NEXT FISCAL YEAR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH JERSEY BORING AND DRILLING CORPORATION, 150-152 WRIGHT STREET, NEWARK, NEW JERSEY, WHO SUBMITTED THE LOWEST PRICE QUOTATION FOR TEST BORING AT SUB-BASEMENT OF CITY HALL AND PROFESSIONAL SERVICES FOR A TOTAL SUM OF \$1,935.; FUNDS PROVIDED FOR BY (DEPARTMENT 11, FUND 20, AGENCY 01, ACCOUNT 488) UNCLASSIFIED FUNDS, FACILITY IMPROVEMENT PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$375.

FROM BUDGET OPERATIONS CURRENT FUND, ACCOUNT NUMBER 4980, MADE PAYABLE TO UNITED DELIVERANCE TABERNACLE, C/O MRS. THELMA MOODY, 628 CHESTNUT STREET, ROSELLE, NEW JERSEY, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 200-202 HAWTHORNE AVENUE, BLOCK 3589, LOTS 34 AND 35. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$75.

MADE PAYABLE TO MR. R. WILLIAMS, 16 FULTON STREET, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 65 HARTFORD STREET, BLOCK 429, LOT 63. (PROSPECTIVE PURCHASER REFUSED COUNTER OFFER PRESENTED BY REAL ESTATE COMMISSION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$200.

MADE PAYABLE TO JOSE L. FERNANDEZ, T/A CARICAR, INC., 260 BROAD STREET, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 259 BROAD STREET, BLOCK 442, LOT 21. (PROPERTY LOCATED IN PLANNED REDEVELOPMENT AREA, REAL ESTATE COMMISSION REFUSED OFFER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$200.

MADE PAYABLE TO WILLIAM E. CHRISTIAN, T/A CAPITAL CHARTERS, INC., 14 SCHEERER AVENUE, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 670-674 SOUTH 16TH STREET, BLOCK 359, LOT 39. (PROSPECTIVE PURCHASER IS AN EMPLOYEE OF CITY OF NEWARK - R.A. 2:4-15)

(Copy of resolution and correspondence submitted to each Member of the Council)



A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz. RESOLUTION COMMENDING MAYOR KENNETH A. GIBSON FOR HIS OUTSTANDING DEDICATION TO THE HISPANIC COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 39 in the minutes of this meeting)

7-R-ca. RESOLUTION RECOGNIZING AND COMMENDING MR. ROBERTO RIVERA FOR HIS CONTRIBUTION TO THE PUERTO RICAN COMMUNITY AS A BUSINESSMAN AND CIVIC LEADER.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 40 in the minutes of this meeting)

7-R-cb. RESOLUTION RECOGNIZING AND COMMENDING MRS. GLORIA DEL TORO FOR HER ACCOMPLISHMENTS ON BEHALF OF THE HISPANIC COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 40 in the minutes of this meeting)

7-R-cc. RESOLUTION HONORING WILLIAM THOMAS ON THE OCCASION OF HIS RETIREMENT FROM THE NEWARK FIRE DEPARTMENT AFTER 28 YEARS OF SERVICE; FURTHER, RECOGNIZING HIM FOR HIS MANY YEARS OF DEDICATED SERVICE TO HIS COMMUNITY AS A BUSINESSMAN AND COMMUNITY LEADER.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$550. PAYABLE TO ANNA PALMIERI, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO BUILDING 352 BLOOMFIELD AVENUE WHILE NEWARK DEMOLITION TEAM WAS DEMOLISHING 354-360 BLOOMFIELD AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-ce.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTIES LOCATED AT 71-83 HILLSIDE AVENUE, BLOCK 2675, LOTS 20, 21, 22, 23, 24 AND 25, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEWARK COMMUNITY AGRICULTURAL AND NUTRITIONAL DEVELOPMENT CENTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING FEBRUARY 26, 1979 AND ENDING AUGUST 27, 1979. (ASSIGNED MANAGER, SAFE AND CLEAN STREETS - FIRST LEAVE BEGAN FEBRUARY 26, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH CURT GAMLEN AND RAY REINHART, A PARTNERSHIP, TRADING AS HYDROCLEANING SERVICES, 681 MAIN STREET, BELLEVILLE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO PROVIDE TRUCK WASHING SERVICES TO TAKE PLACE AT VICTORIA STREET (MOTORS) OR MILLER STREET (SANITATION) IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND AMOUNT PAYABLE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY FOR CONTRACT PERIOD OF 12 MONTHS, NOT TO EXCEED \$15,092.50. (FUNDS ENCUMBERED FROM 1979 OPERATING BUDGET OF DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS FOR \$8,000. FOR SERVICE TO BE PERFORMED AS NEEDED DURING CURRENT BUDGET PERIOD TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$100.

MADE PAYABLE TO WILLIAM WARREN, 354 BERGEN STREET, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 356 BERGEN STREET, BLOCK 2545, LOT 41. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$80.

MADE PAYABLE TO JAMES J. GIBBONS, 47 MYRTLE AVENUE, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 49 MYRTLE AVENUE, BLOCK 1890, LOT 59. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$250.

MADE PAYABLE TO FRANKIE BENSON, C/O RAGS TO RICHES SOCIAL CLUB, 95 RIDGEWOOD AVENUE, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 168-170 RIDGEWOOD AVENUE, BLOCK 2702, LOT 52. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ck.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$100.

MADE PAYABLE TO GLEN HUNTER AND GEORGE HENRY, 218 HAWTHORNE AVENUE, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 823 BERGEN STREET, BLOCK 3590, LOT 31. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

September 5, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$420.

MADE PAYABLE TO WILLIAM WALKER, T/A HAWTHORNE AVENUE PLUMBING SUPPLY CORP., 545 HAWTHORNE AVENUE, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 549-553 AND 555-557 HAWTHORNE AVENUE, BLOCK 3075, LOTS 10, 11 AND 9. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$875.

MADE PAYABLE TO JOHN H. McNEILL, GREENPOINT TERMINAL WAREHOUSE, INC., 32 JOURNAL SQUARE, JERSEY CITY, NEW JERSEY, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 122-124 FRELINGHUYSEN AVENUE, BLOCK 2780, LOT 8. (UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$400.

MADE PAYABLE TO ALLEN MACK, 195 FIRST STREET, APARTMENT 14C, NEWARK, REFUND OF DEPOSIT PAID ON CITY-OWNED PROPERTY LOCATED AT 25 NORTH 7TH STREET, BLOCK 1874, LOT 40.

(UNSUCCESSFUL BIDDER AT AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-co.

RESOLUTION RATIFYING CONTRACT WITH JOSEPH P. LAURELLI, M. D., FOR DELIVERY OF MEDICAL SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECT, FOR PERIOD JULY 2, 1979 TO JULY 27, 1979; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JOSEPH P. LAURELLI, M. D., FOR DELIVERY OF MEDICAL SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECT, FOR PERIOD JULY 2, 1979 TO JULY 27, 1979; MAXIMUM AMOUNT TO BE PAID IS \$1,102.40. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT-6TH YEAR" (RESOLUTION 7-R-bq, JUNE 6, 1979). (SLEPA-\$79,500., STATE BUY-IN-0, LOCAL CASH-0) (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION IN CONNECTION WITH PROJECT ENTITLED "ARSON PREVENTION AND INVESTIGATION PROJECT" TO LAW ENFORCEMENT ASSISTANCE ADMINISTRATION, THROUGH SLEPA ON BEHALF OF MUNICIPALITY, FOR PERIOD DECEMBER 1, 1979 TO MAY 31, 1981. (SLEPA-\$200,000., STATE, LOCAL REQUIRED CASH-\$22,222., TOTAL-\$222,222.) (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Hill and Fire Director Caufield to meet with the Municipal Council at their special conference September 11, 1979 to discuss the Arson Prevention and Investigation Project, was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-cr.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL OUTSTANDING REAL ESTATE TAXES FOR YEAR 1976, TOTALING \$2,233. AGAINST PROPERTY 165 SOUTH 9TH STREET, BLOCK 1813, LOT 14; ASSESSED IN ERROR; FORECLOSED BY CITY OF NEWARK SEPTEMBER 29, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION RATIFYING EXISTENCE OF CONTRACT WITH NEWARK RECYCLING, INC. FOR PROVISION OF RECYCLING SERVICES AND REHABILITATION AND COUNSELLING FOR EX-OFFENDERS FOR PERIOD MAY 1, 1979 TO SEPTEMBER 5, 1979 (RESOLUTION 7-R-b, JULY 11, 1979) AND AUTHORIZING MAYOR AND DIRECTOR OF CRIMINAL JUSTICE PLANNING TO EXECUTE ATTACHED CONTRACT FOR PERIOD SEPTEMBER 6, 1979 TO APRIL 30, 1980; CONTRACT AMOUNT \$126,666. FOR 12 MONTH PERIOD. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Hill, Corporation Counsel Perillo and Mayor's Office of Employment and Training Director Wheeler to meet with the Municipal Council at their special conference September 11, 1979 to discuss modification of resolution providing for Paper Recycling Program, was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The Council further directed the City Clerk to request the Corporation Counsel to prepare an ordinance which will remove the exclusive right now given to Newark Recycling, Inc. for the pickup of newspapers and trash, and that said ordinance be submitted so that they can act on this legislation at the next regular meeting September 19, 1979.

7-R-ct.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO AIR REDUCTION COMPANY, SUM OF \$2,481.24, AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEAR 1978, FOR PREMISES 29 McCLELLAN STREET, BLOCK 3773, LOT 25, PURSUANT TO JUDGMENT DATED OCTOBER 3, 1977 OF ESSEX COUNTY BOARD OF TAXATION, AND BY VIRTUE OF PROVISIONS OF R. S. 54:3-26. (FREEZE STATUTE)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 5, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARDS TO CITY BY DIVISION OF DRUG ABUSE CONTROL OF NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD JUNE 25, 1979 TO SEPTEMBER 5, 1979 AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT AWARD TO CITY OF NEWARK BY DIVISION OF DRUG ABUSE CONTROL OF NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD SEPTEMBER 6, 1979 TO JUNE 24, 1980, FOR CONTINUATION OF MULTIPHASIC DRUG TREATMENT PROGRAM. (RESOLUTION 7-R-ce, FEBRUARY 7, 1979) (NATIONAL INSTITUTE OF DRUG ABUSE-\$342,216., CITY OF NEWARK IN-KIND (PERSONNEL, SPACE)-\$133,084., TOTAL-\$475,300.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED, CITY OF NEWARK PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT PROGRAM'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ACCEPT PAYMENT OF \$44,754.37 FOR UNPAID TAXES ON PROPERTY 187-193 McWHORTER STREET, BLOCK 918, LOT 35; AND LAWSUIT AGAINST SAID PROPERTY BE DISMISSED AND LIEN BE DISCHARGED, PENDING RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cw.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ACCEPT AND DEPOSIT CHECK FOR \$15,324.08 FROM DENNY LaROSE, IN FULL PAYMENT OF TAXES, PENALTY AND INTEREST DUE AND OWING UP THROUGH TAX YEAR 1979 ON PROPERTY 188-190 WILSON AVENUE, BLOCK 1009, LOT 30; AND VACATING FINAL JUDGMENT OF FORECLOSURE VESTING TITLE TO SAID PREMISES, FORECLOSURE COMPLAINT BE DISMISSED AND LIEN OF RECORD BE DISCHARGED PENDING RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by

September 5, 1979

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cx.            RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO PARTIAL "CONSENT ORDER TO VACATE" FORECLOSURE JUDGEMENT, CLAIM NO. 24, DOCKET NO. F-3896-76 ON PROPERTY 199-201 FAIRMOUNT AVENUE, BLOCK 263, LOTS 47, 48, OWNER OF RECORD - ANNIE BORDEN (PULASKI SAVINGS BANK); TOTAL ARREARAGE SUM DUE TO CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES TO BE PAID IN FULL ON DATE OF REDEMPTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cy.            RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ACCEPT CHECK IN TOTAL AMOUNT OF \$3,084.03 AS A SETTLEMENT FOR OVERCHARGES IN PROVIDING AMERICAN DISTRICT TELEGRAPH COMPANY SERVICES IN ANTITRUST SUIT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cz.            RESOLUTION GRANTING TAX EXEMPTION ON PROPERTY 338 LAFAYETTE STREET, BLOCK 1979, LOT 12, OWNED BY PHIL NETO, FOR PERIOD OF FIVE YEARS COMMENCING JANUARY 1, 1980 AND TERMINATING DECEMBER 31, 1984, PURSUANT TO ORDINANCE 6-S & F-b, MAY 17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h, SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-da.            RESOLUTION CONGRATULATING MISS AGNES SANTIAGO, A RESIDENT OF NEWARK, FOR HER SELECTION AS "MISS PUERTO RICO OF NEW JERSEY 1979."

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 40 in the minutes of this meeting)



7-R-db.

RESOLUTION APPOINTING CONSTABLES FOR A TERM ENDING DECEMBER 31, 1979 AND APPROVING THEIR BONDS AS TO SUFFICIENCY. (HERBERT P. GALLAGHER AND DANIEL SKROBICK)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dc.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO RATIFY CONTRACT WITH URBAN LEAGUE OF ESSEX COUNTY, INC., 508 CENTRAL AVENUE, NEWARK, ONLY BIDDER, FOR PERIOD AUGUST 13, 1979 TO SEPTEMBER 5, 1979; AND ENTER INTO CONTRACT FOR PERIOD SEPTEMBER 6, 1979 TO DECEMBER 28, 1979, FOR TRAINING 60 PARTICIPANTS; AMOUNT OF CONTRACT NOT TO EXCEED \$43,650.15. (SOURCE OF FUNDS - 1978 AMENDMENT OF COMPREHENSIVE EMPLOYMENT AND TRAINING ACT (SUBPART B))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dd.

RESOLUTION RATIFYING CONTRACT SIGNED BY MANAGER OF COMMUNITY ORGANIZATION AND REPRESENTATIVES OF NEW JERSEY DEPARTMENT OF DEFENSE FOR LOAN OF TWO LARGE 17' TENTS ON AUGUST 25, 1979 FOR HARVEST FAIR IN CITY OF NEWARK SPONSORED BY CITY-WIDE URBAN GARDEN PROGRAM AND COMMUNITY ORGANIZATION OF CITY OF NEWARK, AT NO COST TO THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-de.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH NEWARK SERVICES CORPORATION, (RESOLUTION 7-R-e, OCTOBER 10, 1978) TO PROVIDE A WORK EXPERIENCE PROGRAM FOR A.F.D.C. RECIPIENTS AND EX-OFFENDERS, BY DELETING (PARAGRAPH 1.2 - TERM OF CONTRACT) AMOUNT OF PARTICIPANTS TO BE SERVED 250, AND INSERTING "AMOUNT OF PARTICIPANTS TO BE SERVED 125." (NO ADDITIONAL FUNDS ARE REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 5, 1979

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

7-R-df.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 200 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 505, NEWARK, NEW JERSEY, FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (SALAAM ASSOCIATES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dg.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 300 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 972 BROAD STREET, SUITE 201, BLOCK 882, LOT 74, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF ONE THOUSAND SIX HUNDRED AND FIVE DOLLARS (\$1,605.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (J. KLEIN & CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dh.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 1,200 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 17-19 WILLIAM STREET, GROUND FLOOR, BLOCK 57, LOT 1, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF THREE HUNDRED TWENTY-FOUR DOLLARS (\$324.00) PER MONTH AND THREE THOUSAND EIGHT HUNDRED AND EIGHTY-EIGHT DOLLARS (\$3,888.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (JE'S COFFEE SHOP, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-di.                    RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 500 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 200-202 SPRINGFIELD AVENUE, BLOCK 236, LOT 45, NEWARK, NEW JERSEY FOR ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF ONE HUNDRED TWENTY-FIVE DOLLARS PER MONTH (\$125.00) AND ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (CENTER CITY CHECK CASHING, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dj.                    RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 480 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 972 BROAD STREET, SUITE 302, BLOCK 882, LOT 74, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF ONE HUNDRED AND FORTY-FOUR DOLLARS AND FORTY-FIVE CENTS (\$144.45) PER MONTH AND ONE THOUSAND SEVEN HUNDRED AND THIRTY-THREE DOLLARS AND FORTY CENTS (\$1,733.40) PER YEAR PURSUANT TO N.J.S.A. 40A:12-14(a). (SAMUEL L. NAUSBAUM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dk.                    RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE PUBLIC LETTING OF APPROXIMATELY 100 SQUARE FEET OF OFFICE FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 972 BROAD STREET, BLOCK 882, LOT 74, LOBBY, NEWARK, NEW JERSEY FOR A ONE (1) YEAR TERM AT THE MINIMAL RENTAL OF ONE THOUSAND FOUR HUNDRED FORTY DOLLARS (\$1,440.00) PER YEAR AND PURSUANT TO N.J.S.A. 40A:12-14(a). (JENNIE KOBAS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

7-R-dl.            RESOLUTION REJECTING BID RECEIVED FROM SCAFAR CONTRACTING INC., IN AMOUNT OF \$248,700. SINCE MINORITY BUSINESS ENTERPRISE UTILIZATION CERTIFICATE WAS NOT COMPLETE; AND AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH A.V.A. CONSTRUCTION INC., 7-11 VINCENT STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 79-13, RECONSTRUCTION OF VARIOUS STREETS AND SIDEWALKS THROUGHOUT THE CITY OF NEWARK, FOR TOTAL OF \$253,155.; AND FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY U. S. DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY, LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dm.            RESOLUTION PROVIDING FOR APPLICATION TO BE MADE TO THE COMMISSIONER OF EDUCATION, THE STATE BOARD OF EDUCATION AND THE LOCAL FINANCE BOARD OF NEW JERSEY FOR APPROVAL OF THE ISSUANCE OF \$3,455,969. BONDS AS QUALIFIED BONDS IN ACCORDANCE WITH THE SCHOOL QUALIFIED BOND ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

7-R-dn.            RESOLUTION PROVIDING FOR APPLICATION TO BE MADE TO THE COMMISSIONER OF EDUCATION, THE STATE BOARD OF EDUCATION AND THE LOCAL FINANCE BOARD OF NEW JERSEY FOR APPROVAL OF THE ISSUANCE OF \$20,226,500. SCHOOL BONDS AS QUALIFIED BONDS IN ACCORDANCE WITH THE SCHOOL QUALIFIED BOND ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman James stated Councilman Grant and he are Members of the Board of School Estimate. They request that the City Clerk forward a letter to Newark Board of Education President Carl Sharif and ask if the remarks of Mr. Charles Bell before the Board of School Estimate meeting are accurate, encompassing the fact that certain school projects were included in the resolution which were not ratified by the Newark

September 5, 1979

Board of Education. Therefore, he questioned if there were illegal inclusions in the resolution received by the Board of School Estimate and which they would be voting on here today as Members of the Municipal Council. They would like a clarification of the position taken by Mr. Charles Bell, a Member of the Board of Education.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

The City Clerk was directed to request Newark Board of Education President Carl Sharif to submit to them, at the earliest possible date, a verbatim copy of the transcribed notes of the remarks of Mr. Charles Bell and the response of the Board at the meeting of the Board of School Estimate held on Wednesday, September 5, 1979 in the Council Chamber.

7-R-do.

RESOLUTION AMENDING 1979 CAPITAL BUDGET (RESOLUTION 7-R-cz, AUGUST 8, 1979, WHICH AMENDED RESOLUTION 7-R-c-1, FEBRUARY 27, 1979) TO ADD FIFTEEN (15) ADDITIONAL PROJECTS RECITED IN RESOLUTION FOR WHICH CAPITAL APPROPRIATIONS WILL BE MADE BY ORDINANCE; TOTAL ESTIMATED AMOUNT TO BE APPROPRIATED FROM ALL LOCAL FUNDS FOR 1979 CAPITAL BUDGET AS ADOPTED, INCLUDING CHANGES APPROVED BY THIS RESOLUTION IS \$54,298,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dp.

RESOLUTION GIVING CONSENT TO THE SIXTH STREET URBAN RENEWAL CORPORATION (HEREAFTER SIXTH STREET URC), FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE TO WTVG URBAN RENEWAL CORPORATION, ONE OF THE UNITS OF SAID PROJECT, EMBRACED IN METES AND BOUNDS DESCRIPTION ATTACHED HERETO ON EXHIBIT A, SO THAT TAX EXEMPTION PRESENTLY EXISTING ON ENTIRE PROJECT MAY CONTINUE FOR UNEXPIRED TIME OF EXEMPTION PRESENTLY EXISTING ON EXTIRE PROJECT; UNIT TO BE SEVERED FRONTS ON 392-414 WEST MARKET STREET AND CONTINUES ONTO 472-474 CENTRAL AVENUE AND ALSO FRONTS ON 1-3 LITTLETON AVENUE; SUM OF \$1,875. TO BE PAID TO CITY OF NEWARK, DETERMINED BY CORPORATION COUNSEL, TO BE A REASONABLE CHARGE FOR LEGAL SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO THE REVIEW AND PREPARATION OF SAID PAPERS.

September 5, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see Pages 42 and 43 in the minutes of this meeting)

7-R-dq.

RESOLUTION APPROVING APPLICATION AND PLAN OF ASPEN-STRATFORD APARTMENTS

COMPANY C, A NEW JERSEY LIMITED DIVIDEND, LIMITED PARTNERSHIP, FOR PREMISES 17-23 STRATFORD PLACE, BLOCK 2667, LOT 8, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, FOR REHABILITATION AND CONSTRUCTION OF THE EXISTING STRUCTURE, FROM 55 APARTMENTS INTO 54 UNITS OF HOUSING OPEN TO FAMILY OCCUPANCY, CONSISTING OF 5 ONE BEDROOM UNITS, 34 TWO BEDROOM UNITS, AND 15 THREE BEDROOM UNITS; GRANTING EXEMPTION FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:6-18 FOR PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF SAID PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY HUD, TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH PROVISIONS OF THE TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dr.

RESOLUTION APPROVING APPLICATION AND PLAN OF ASPEN-STRATFORD APARTMENTS

COMPANY B, A NEW JERSEY LIMITED DIVIDEND, LIMITED PARTNERSHIP, FOR REHABILITATION AND CONSTRUCTION OF EXISTING STRUCTURE ON PREMISES 25-31 STRATFORD PLACE, BLOCK 2667, LOT 1, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF THE PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY HUD, TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH THE PROVISIONS OF TAX ABATEMENT AGREEMENT, PURSUANT TO N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ds.

RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY,

EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF PUBLISHER SAMUEL I. NEWHOUSE.

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dt.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 283-285 AND 293-303 HAWTHORNE AVENUE, BLOCK 3028, LOTS 17 AND 22, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (HAWTHORNE REHABILITATION ASSOCIATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-du.

RESOLUTION ACCEPTING BID OF BRACSHER'S TAVERN, INC. FOR THE PURCHASE OF 306-308 ELIZABETH AVENUE, BLOCK 2725, LOT 19, NEWARK, NEW JERSEY, FOR \$15,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant.

President Harris asked if this matter was dealt with at the last Council meeting in terms of the Weequahic Diner.

The City Clerk replied this tavern is on the site of the old Weequahic Diner. This resolution is accepting the bid of \$15,000. to the highest bidder.

Councilman Tucker said he is well aware of the location and he finds it hard to believe that there was only one bid for \$15,000. for the entire municipal lot. It seems to be an extremely low price. This parcel encompasses the entire block covering approximately 10,000 square feet.

Councilman James related Mr. Bracsher appeared before the Real Estate Commission and made an individual bid on this property and the initial price of \$15,000. has to be set by the Real Estate Commission. It has been properly advertised. There are no other bids.

President Harris asked what was the assessment on this property.

Councilman Grant, Member of the Real Estate Commission, replied he did not remember the exact figure. Whenever an item is presented for advertising, it is advertised in the local newspaper which then makes it available to the entire public. Whether it is a public auction, or a development auction or an in-house auction, the public has

the same latitude of making a bid for that property.

Councilman James said he could understand if someone might question the value of the former Weequahic Diner. The action of the Real Estate Commission in this regard is to restore the property to the tax rolls. \$15,000. might seem low, however, if the property is restored to the tax rolls, whatever the assessed value, monies will be derived for the City's treasury. He is suggesting the real purpose of the Homestead Act, which he happens to be the father of, and the "Dog Days" Sale is not so much the amount of money they receive up front for the properties, but more important they are turning abandoned, oftentimes ghostlike, structures into ownership, and more important the properties will be returned to the tax rolls. Although Mr. Bracsher is receiving this property at a very low cost, it is going to become a tax ratable. The City has had this building for over five years, and no one has come forward to say they want it.

Councilman Grant related the Real Estate Office has manpower that goes out and monitors the properties and brings back a report to the Real Estate Commission. As an example, property at 605 Broad Street, the old Griffith Piano Building, perhaps is available for a sum of only about \$60,000. or \$65,000. It costs about \$18,000. to \$20,000. a month to maintain that building. The City right now is bearing the brunt of that. As indicated by Councilman James, the purpose of the Real Estate Commission is to sell City properties and return them to the tax rolls of the City of Newark.

Councilman Tucker said he is not debating the issue. The State cut off Mr. Bracsher's current business and naturally, to a great degree, that has had a major economic impact. He is well aware of the fact that Mr. Bracsher is a minority businessman in the City of Newark and that he will probably do a tremendous job at the Weequahic Diner. Councilman Tucker asserted this is a building in a very high lucrative real estate area and the assessment would be about \$75,000. He does not want to be criticized dealing in a prime piece of property. A business has just been developed directly across the street and the man spent \$75,000. renovating a business which is only about fifty yards from this location.

Councilwoman Villani stated as a former Member of the Real Estate Commission, she has seen many pieces of property assessed at a much higher value, which they had to give away to get the properties back on the tax rolls. For the past years, the Weequahic Diner has been used as a flea market and there is a lot of debris in the area.

Councilman Grant said he did not recall the exact date the bidding procedure took place, but he does know that most of the auctions have been held at 10:00 A. M. There were three other interested parties who came in after the bidding time had been



September 5, 1979

103

set, therefore they were not permitted to bid on this property because the bidding had been closed.

Councilman James concurred with Councilwoman Villani. The City sold the Military Park Building for a very low fraction of its assessed value in order to return this property to the tax rolls. People are not lined up in the City of Newark to purchase Ebony Manor which is abandoned. When they finally receive an offer for Ebony Manor, it too will be far lower than the assessed value. Most of the individuals who purchase property in the City of Newark look at the expensive cost of renovations as part of their offer. Councilman James maintained they are not in the real estate business, they are to give every citizen a right to bid on property and more importantly, on a priority basis, to return as many ratables to the tax rolls as possible.

Councilwoman Villani noted Mr. Bracsher is ready to put \$50,000. into this building for renovations.

Upon question posed by Councilman Tucker, the City Clerk replied Resolution 7-R-cq, August 8, 1979, authorized advertising and solicitation of public bids; public bids to be received August 20, 1979, at 10:00 A. M., and to be submitted to the Council for consideration at their September 5, 1979 meeting. The attached correspondence states the prospective purchaser is Bracsher's Tavern, Inc., proposed offer - \$15,000., assessed value of land - \$7,800., building -\$73,400., present condition - occupied. The recommendation is that the subject property is presently occupied by a tenant who is on notice of eviction due to nonpayment of rent. Present use is retail clothing store. Present condition of the building is a rapid deterioration. The interested purchaser's intended use is a tavern and restaurant. He plans to make extensive renovations. The Real Estate Commission strongly recommends the approval of this sale. More importantly, the property will return to the tax rolls.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Tucker.

September 5, 1979

7-R-dv.

RESOLUTION AUTHORIZING THE REMOVAL OF NUMEROUS CITY-OWNED PROPERTIES LISTED ON ANNEXED EXHIBIT "A" FROM THE SEPTEMBER 8, 1979 DOG DAYS SALE AUCTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, MULTIPHASIC METHADONE MAINTENANCE TREATMENT PROGRAM, \$342,216.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dx.

RESOLUTION RATIFYING SUBMITTAL OF A REQUEST BY CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NEWARK MUNICIPAL COURTS IMPROVEMENT PROJECT (RESOLUTION 7-R-ch, SEPTEMBER 20, 1978) TO TRANSFER \$18,000. OUT OF LINE ITEMS #101 (SALARIES-\$13,784.) AND #700 (FRINGE BENEFITS-\$4,216.) AND INTO LINE #289 (FACILITIES) FOR PURCHASE OF A LEKTRIEVER TYPE OF AUTOMATIC FILES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilmen Grant, Johnson.

7-R-dy.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NUTRITION PROJECT FOR THE ELDERLY (GRANT #79514), \$672,718.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dz. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED OPERATIONS, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE II, SUBPART B, \$5,901,456.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ea. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM, \$308,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-eb. RESOLUTION GIVING CONSENT TO THE NEW COMMUNITY COMMONS HOUSING CORPORATION, FOR ASSIGNMENT, TRANSFER AND CONVEYANCE OF ITS HOUSING PROJECT ON SITE DESCRIBED AS ALL OF BLOCK 239, AND PORTIONS OF BLOCKS 240, 241, 246 AND 247 ON OFFICIAL TAX MAP OF CITY OF NEWARK, MORE PARTICULARLY REFERRED TO IN SAID RESOLUTION 7-R-ct, ADOPTED SEPTEMBER 6, 1978, TO COMMUNITY COMMONS ASSOCIATES, LTD.; SUM OF \$1,000. TO BE PAID TO CITY OF NEWARK DETERMINED BY CORPORATION COUNSEL TO BE A REASONABLE CHARGE FOR LEGAL SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO THE REVIEW AND PREPARATION OF SAID PAPERS. (BLOCK 239-JONES STREET, HAYES STREET, SOUTH ORANGE AVENUE, BED OF HAYES STREET AND BED OF DARK LANE; BLOCK 240-HAYES STREET, 14TH AVENUE, NEWTON STREET, A PORTION OF LOT 59 AND BED OF DARK LANE; BLOCK 242-BRUCE STREET, 14TH AVENUE, MORRIS AVENUE; BLOCK 246-HUNTERDON STREET, 15TH AVENUE, MORRIS AVENUE; BLOCK 247-MORRIS AVENUE, 14TH AVENUE, BRUCE STREET)

September 5, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.            A MOTION DIRECTING THE CITY CLERK TO REQUEST CORPORATION COUNSEL PERILLO TO WRITE AN ORDINANCE FOR THE PURPOSE OF LICENSING DISCOTHEQUES IN THE CITY OF NEWARK; SAID ORDINANCE TO ADDRESS ITSELF TO AREAS OF CONCERN SUCH AS FIRE AND SAFETY GUIDELINES, HOURS OF OPERATION AND THE SERVING OF ALCOHOLIC BEVERAGES, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.            A MOTION SUPPORTING THE FUNDING REQUEST OF THE EXPERIENCED CITIZENS CLUB OF THE ELIZABETH AVENUE COMMUNITY CENTER APPLIED FOR UNDER THE PROVISIONS OF "THE OLDER AMERICANS ACT"; FURTHER, NOTIFYING THE DIRECTOR OF THE ESSEX COUNTY OFFICE ON AGING, ROBERT MISURRELL OF THE MUNICIPAL COUNCIL'S SUPPORT OF SAID FUNDING REQUEST, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.            Councilman Tucker proposed a motion that the President of the Municipal Council meet with the Municipal Auditors to discuss the possibility of coming up with a contract which would enable the Municipal Council to analyze the impact of tax abated projects within the City of Newark, prior to their submission to the Newark Municipal Council.

Councilman Tucker related to the transfer of a tax abatement from a Nonprofit Corporation to a Limited Dividend Corporation. There should be an economic incentive in it for the person requesting it. Councilman Tucker felt they are consistently being besieged by various individuals requesting tax abatement, and in most cases the Administration makes a determination based on the feasibility of them being in receipt of a Federal Housing Administration mortgage. His concern is that they may be giving tax abatement for the economic benefit of the individuals rather than the economic or social good of the City of Newark. The Council should hire a firm to make a study of tax

abatements. He is not saying that they should not analyze each and every application for tax abatement.

Councilman James said the Mayor recommends and the Council votes on tax abatements. All Samuel Klein and Company can do is give the Council information which is readily available to them now. They know the amount of revenue to be received by each project. The Council can request information and figures. If they do not receive the information, then he can see the necessity for a study. There is no need for a study of all tax abatements because each is individual. The Council makes individual determinations.

Councilman Tucker stated most of them are well aware that if they offer tax abatement for a senior citizens development, there are limited impacts on the municipal budget, but they do not know the amount. When they offer a tax abatement, the Council is voting primarily because they need housing or a particular item. Councilman Tucker contended he is not dealing with individual applications; he is dealing with the overall policy. When they develop a tax abatement for low income housing, there is a cost factor and they should have some idea of that cost.

Councilman James said having listened to Councilman Tucker's explanation, he is more firm in his position that the auditors cannot give them this information. He recommended the Council discuss this matter at their next conference.

President Harris felt the Staff was competent to give the Council information and cost on each individual tax abatement. He recommended the Council discuss this matter in conference.

Councilman Tucker withdrew his proposed motion.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO REQUEST ENGINEERING DIRECTOR ZACH TO SUBMIT A TIMETABLE TO THE MUNICIPAL COUNCIL CONCERNING THE COMPLETION DATE OF MEMORIAL PLAQUES FOR MILDRED HELMS PARK, BRUCE BRANCH MEMORIAL PARK AND DAVID L. WARNER PLAYGROUND, SO THAT THESE PLAQUES MAY BE APPROPRIATELY PLACED AS SOON AS POSSIBLE, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.            A MOTION DIRECTING THE CITY CLERK TO REQUEST NEWARK BOARD OF EDUCATION AUDITOR GENERAL THOMAS J. MARSHELLO TO SUBMIT A REPORT ON THE STATUS AND COSTS OF THE NEW ADDITION TO EAST SIDE HIGH SCHOOL AND HOW AND BY WHOM THE WORK AND COSTS ARE BEING MONITORED; FURTHER REQUESTING A COMPLETE EXPLANATION AND JUSTIFICATION OF THE CONTRACT OF APPROXIMATELY \$55,000. EXECUTED BY THE BOARD OF EDUCATION FOR A CONSULTANT TO STUDY THE ESSEX COUNTY TEACHERS' PENSION FUND, SAID REPORT TO INCLUDE THE NAME AND CREDENTIALS OF THE CONSULTANT AND THE CRITERIA USED IN SELECTING THIS CONSULTANT, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f.            A MOTION DIRECTING THE CITY CLERK TO REQUEST NEWARK HOUSING AUTHORITY EXECUTIVE DIRECTOR BUCK AND ENGINEERING DIRECTOR ZACH TO SEND AN IMMEDIATE COMMUNIQUE TO THE MUNICIPAL COUNCIL CONCERNING A TIMETABLE FOR THE CLEAN UP OF R-32 SITE; FURTHER INFORMING MR. BUCK THE MUNICIPAL COUNCIL IS AWARE THAT THE NEWARK HOUSING AUTHORITY HAS THE RESPONSIBILITY TO CLEAR SAID SITE AND THAT THE HOUSING AUTHORITY PRESENTLY HAS THE FUNDS FROM THE FEDERAL GOVERNMENT FOR THIS PROJECT, was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-g.            A MOTION COMMENDING MR. J. GREGORY CLEMONS FOR HIS OUTSTANDING WORK OVER THE PAST THREE YEARS AS A REPORTER FOR "THE STAR-LEDGER"; FURTHER, CONGRATULATING HIM ON HIS NEW POSITION AS ASSOCIATE EDITOR OF "BLACK ENTERPRISE" MAGAZINE AND WISHING HIM EVERY SUCCESS IN THE FUTURE, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-h.            A MOTION DIRECTING THE CITY CLERK TO REQUEST SUPERINTENDENT OF SCHOOLS KITRELS AND PRINCIPAL JOHN T. LECKY TO INFORM THE MUNICIPAL COUNCIL AS SOON AS POSSIBLE AS TO THE TIMETABLE FOR DEMOLITION OF 493 FERRY STREET, AN ABANDONED BUILDING OWNED BY THE BOARD OF EDUCATION WHICH PRESENTS A SERIOUS HEALTH AND SAFETY HAZARD TO THE COMMUNITY RESIDENTS, was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:4-1 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON CABINET STREET AND UNIVERSITY AVENUE."

(Section 23:2-1, One-Way Streets

Cabinet Street, Eastbound, from Morris Avenue to West Market Street

Section 23:4-1, Trucks Over 4 Tons Excluded From Certain Streets

University Avenue, from Broad Street to Washington Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1979, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NATIONAL ASSOCIATION OF NEGRO BUSINESS AND PROFESSIONAL WOMEN, INC., TENANT, A NONPROFIT CORPORATION OF THE STATE OF NEW YORK, FOR APPROXIMATELY 560 SQUARE FEET OF OFFICE FLOOR SPACE LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 600, NEWARK, NEW JERSEY, FOR THE NOMINAL SUM OF ONE HUNDRED TWELVE DOLLARS (\$112.00) PER YEAR FOR A TERM OF ONE (1) YEAR, OR THE COUNTY TAXES, WHICHEVER IS GREATER."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 5, 1979

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE ELIZABETH-WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF FOUR (4) MONTHS, PURSUANT TO N.J.S. 40A:12-5 (a) (1)." (\$1,664.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MORRIS AVENUE."

(Morris Avenue, West side, beginning at the southerly curbline of New Street  
and extending 100 feet southerly therefrom, from 7 A. M. to  
6 P. M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT TITLE 20 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966) TO ADD THERETO A PROVISION FOR THE APPOINTMENT OF A POLICE CHIEF."

(This ordinance allows the Mayor of Newark to appoint the Police Chief, pursuant to Chapter 163, Laws of 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Mayor Gibson, Business Administrator Hill, Corporation Counsel Perillo and Police Director Williams to meet with the Municipal Council at their special conference September 11, 1979 to discuss this matter, was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez, Tucker, Villani, President Harris.

No: Councilmen Grant, James, Johnson:

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 24, 1979, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LANDLORD, AND SUPPORT CENTER, TENANT, A NONPROFIT CORPORATION OF THE DISTRICT OF COLUMBIA FOR APPROXIMATELY 820 SQUARE FEET OF OFFICE FLOOR SPACE LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 406, NEWARK, NEW JERSEY, FOR THE SUM OF THREE THOUSAND TWO HUNDRED AND EIGHTY DOLLARS (\$3,280.00) FOR A TERM OF ONE (1) YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 24, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON DEWEY STREET."

(Dewey Street, West side, beginning 128 feet north of the northerly curbline of Shaw Avenue and extending 20 feet northerly therefrom)

September 5, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 24, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SCHALK STREET AS A ONE-WAY STREET."

(Schalk Street, Northbound, from Ferry Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-i.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 24, 1979, ENCLOSING PROPOSED "ORDINANCE TO AUTHORIZE VARIOUS EMPLOYEES OF THE DEPARTMENT OF ENGINEERING TO ISSUE SUMMONSES FOR PARKING VIOLATIONS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-n on Page 14 in the minutes of this meeting)

8-j.

The City Clerk presented PROPOSED "ORDINANCE ESTABLISHING 1:00 P. M. AS THE EARLIEST HOUR THAT A PARADE OR PROCESSION MAY BEGIN ON A SUNDAY."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-k.           The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 4, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 23, CHAPTER 5 BY ADDING THERETO A SECTION 13 'PERMITTING THE USE OF A DENVER BOOT' TO TITLE 23, CHAPTER 5 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

8-l.           COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 4, 1979, ENCLOSING PROPOSED "ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-o on Page 15 in the minutes of this meeting)

8-m.           COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 4, 1979, ENCLOSING PROPOSED "BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATIONS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-p on Pages 15 and 16 in the minutes of this meeting)

8-n.           COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 4, 1979, ENCLOSING PROPOSED "BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000. SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-q on Page 16 in the minutes of this meeting)

8-o. COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 24, 1979, ENCLOSING PROPOSED "ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF AN ENLARGEMENT OF AN EXISTING SERVICE STATION STRUCTURE TO EFFECT AN INCREASE IN THE VOLUME THEREOF BY MORE THAN 30% (THIRTY PERCENT) ON PREMISES 81-85 RIVER STREET A/K/A 1043 RAYMOND BOULEVARD (BLOCK 136, LOT 36) ON THE OFFICIAL TAX MAP, (YEAR 1979)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-r on Pages 16 and 17 in the minutes of this meeting)

8-p. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF PROSPECT PLACE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM 14TH AVENUE TO BRUCE STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 19, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 31, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) TO ADD THERETO A SECTION ESTABLISHING TERMS AND FEES FOR THE USE OF CITY FACILITIES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The City Clerk was directed to again request from Recreation and Parks Director Washington the list of all City recreational facilities which are available

for rental and the actual square footage contained in each facility.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from August 1, 1979 to August 27, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Michael's Merrymakers	7801 (Amended)
Beth David Jewish Center	7821 (Amended)
Ladies Auxiliary Carnevale - Spitz Chapter #5 DAV	7932 (Amended)
St. Francis Xavier Roman Catholic Church	7933 (Amended)
Queen of Angels Catholic Church	7946 (Amended)
St. Michael's Church	7949 (Amended)
St. Michael's Seton Library Guild	7950 (Amended)
St. Casimir's P.T.A.	7963 (Amended)
St. Martin de Porres Educational Association of Queen of Angels School	8009
Society of the Holy Rosary of St. Francis Xavier Church	8012
Polish Falcons of America, Nest 104	8017
Holy Name Society of Blessed Sacrament Church	8018

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Gerard Men's Society	8008
Essex Catholic Mothers' Club	8010
Healthy Heart Club	8011
St. John's Guild	8013
Church of Our Lady of Good Counsel	8014
St. Rocco School	8015
New Jersey Symphony Orchestra League	8016

A motion to concur in the Report was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

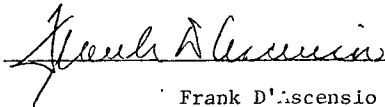
September 5, 1979

ADJOURNMENT.12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:15 P. M.

APPROVED:

Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, September 19, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:05 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Lonzy McCarey, Grace Reform Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 11, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris, in behalf of the Members of the Council extended to all employees and citizens of the City of Newark of the Jewish faith best wishes for a happy and healthy New Year.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF MARCH, 1979.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF APRIL, 1979.

A motion that the Report be received and placed on file was made by Councilman

Sept. 19, 1979

September 19, 1979

Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO JULY, 1979.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF JULY, 1979, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JULY, 1979.

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for Ordinances on First Reading.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 7, SECTION 6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) REGULATING THE CONDUCT OF PEDDLERS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, James.



President Harris: The yeses are six and the noes are three. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 3, 1979.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning 216 feet south of the southerly curbline of Ruth Street and extending 22 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET.

(Beverly Street, from Leslie Street to Newark City Line

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1 AND 23:4-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON CABINET STREET AND UNIVERSITY AVENUE.

(Section 23:2-1, One-Way Street

Cabinet Street, Eastbound, from Morris Avenue to West Market Street

Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets

University Avenue, from Broad Street to Washington Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NATIONAL ASSOCIATION OF NEGRO BUSINESS AND PROFESSIONAL WOMEN, INC. TENANT, A NON-PROFIT CORPORATION OF THE STATE OF NEW YORK, FOR APPROXIMATELY 560 SQUARE FEET OF OFFICE FLOOR SPACE LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 600, NEWARK, NEW JERSEY, FOR THE NOMINAL SUM OF ONE HUNDRED AND TWELVE DOLLARS (\$112.) PER YEAR FOR A TERM OF ONE (1) YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 3, 1979.

September 19, 1979

6-F-f.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE ELIZABETH-WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF FOUR (4) MONTHS PURSUANT TO N.J.S. 40A:12-5 (a) (1). (\$1,664.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 3, 1979.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MORRIS AVENUE.

(Morris Avenue, West side, beginning at the southerly curblane of New Street and extending 100 feet southerly therefrom, from 7 A. M. to 6 P. M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXEUCION OF A LEASE AGREEMENT BETWEEN THE CITY OF NEWARK, LANDLORD, AND SUPPORT CENTER, TENANT, A NON-PROFIT CORPORATION OF THE DISTRICT OF COLUMBIA FOR APPROXIMATELY 820 SQUARE FEET OF OFFICE FLOOR SPACE LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28,

September 19, 1979

77, SUITE 406, NEWARK, NEW JERSEY FOR THE SUM OF THREE THOUSAND TWO HUNDRED AND EIGHTY DOLLARS (\$3,280.) FOR A TERM OF ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 3, 1979.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON DEWEY STREET.

(Dewey Street, West side, beginning 128 feet north of the northerly curblin  
of Shaw Avenue and extending 20 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded By Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SCHALK STREET AS A ONE-WAY STREET.

(Schalk Street, Northbound, from Ferry Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

September 19, 1979

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k. The City Clerk read AN ORDINANCE AMENDING TITLE 17, OFFENSES, MISCELLANEOUS CHAPTER 2, DISORDERLY CONDUCT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REGULATING TIME FOR PARADES ON SUNDAY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 3, 1979.

6-F-1. The City Clerk read AN ORDINANCE TO AMEND TITLE 23, CHAPTER 5 BY ADDING THERETO AT SECTION 13 "PERMITTING THE USE OF A DENVER BOOT" TO TITLE 23, CHAPTER 5 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(This ordinance authorizes the use of the "Denver Boot" in impounding motor vehicles parked in violation of parking regulations within the City of Newark)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

6-F-m.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF PROSPECT PLACE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM 14TH AVENUE TO BRUCE STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1979.

A motion to consider Item 9-a on Ordinances for First Reading at this time was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 20 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966) TO ADD THERETO A PROVISION FOR THE APPOINTMENT OF A POLICE CHIEF.

(This ordinance allows the Mayor of Newark to appoint the Police Chief, pursuant to Chapter 163, Laws of 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mayor Gibson, Business Administrator Hill and Director of Police Williams met with the Council September 11, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker.

Councilman Tucker felt the remarks that the Police Director and the Mayor made at the Special Conference September 11th should be included as part of the official minutes on this action.

Councilman Martinez stated he would also request that the remarks of the Superior Officers Association also be extracted and put into the record.

September 19, 1979

Councilman Carrino stated although he is not entirely opposed to this ordinance, he thinks we are making a mistake in not including our right as a Council to confirm whatever the Mayor's choice is in this position, according to this ordinance. Once we start a procedure where we are not going to confirm an Administrator's choice, then it is going to take away power from the City Council. It is going to put us in a position if in fact, a person appointed by the Mayor is not doing the job, he questions whether or not we can criticize him or set up a procedure where we could terminate him if he's not doing the job. He thinks as a Council and as legislators we're giving some of our power that was given to us by the State of New Jersey in letting the Mayor just pick someone without a confirmation procedure by the Municipal Council.

President Harris indicated that one fact of Councilman Carrino's statement appears to be something that is the sentiment of many Members of this Body. However, the Council has the power to remove, it still will remain with us. We can remove the Chief of Police's boss, the Director of the Police Department, so the fact that we have the power to remove the Police Director who is the highest level executive official in the department, it seems we have the sort of protection Councilman Carrino is asking for.

Councilman Tucker stated he understands his colleague's point in that regard. He will have to understand the Police Chief, based on this, would be equivalent to a Division Head within the City of Newark. We as representatives of the Governing Body do not appoint the Division Heads in the City of Newark nor are we allowed by statute to basically consent or approve or disapprove. The Police Chief is a Division Head, he is not a Department Head. Obviously, we have the right of confirmation with regard to the Police Director and that, at this point in time, is not being considered by this piece of legislation. However, he does believe, based on the testimony that was presented by the Police Director and also the conversation that they had at the pre-meeting conference, that we have discussed this matter to a great degree and allowed everyone an opportunity to be heard. He thinks if they step forward, he is not really sure that it's going to resolve all the police matters in the City of Newark and he thinks none of us share that opinion, but he does believe, we're not losing any power in this regard.

EXCERPTS FROM SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL HELD SEPTEMBER 11, 1979

Director Williams stated that one of the problems with Civil Service process is that it eliminates the opportunity for new men with new ideas to come up into the ranks. He further noted that the person appointed must have a supervisory rank.

September 19, 1979

Responding to a question as to the difference between Civil Service appointment of Police Chief and Mayor's appointment, Director Williams stated the difference is as if the Council Members had all of their top aides appointed by Civil Service as opposed to being able to select their own.

Director Williams continued the Civil Service System of appointing the Police Chief, the highest ranking uniformed officer who handles the operational end of police services is an anomaly to most police systems in large United States cities. Most major police departments in the nation have eliminated the Civil Service process for selecting police chiefs based on the belief that the upper echelon has not always produced the cream of the crop. He also noted that police chiefs elevated through the Civil Service System are often loyal to the Union and they could not have the operational commander in the Police Department responsible to both union and management.

Responding to a question if the Police becomes chief operational officer would there be a need for a Director, Director Williams responded there is a distinction between operations and administration. He raised this question with other levels of government.

Mayor Gibson said he would like to set the record straight on the question of management. If we look at the Police Departments around the country many of the ranks below the Public Safety Director or Police Director or even the Chief are appointed. He thinks they have much more Administrative control for carrying out the Administration's policy. If he had authority, he would make many of the other positions in the City appointive including those in the Fire Department. He would like to see Deputy Directors in other departments appointed. In the various departments of the City only the Directors can be appointed. We need to have more administrative control. We need to check our steps carefully and effectively. We are talking about a very sensitive service. Since we are being required to answer complaints we should have the authority to have the policy of administration carried out by these appointed officials. He added the Police Chief did not want to carry out Administrative directives, they had Civil Service protection. That is policy we ought to change.

Mayor Gibson advised that most of the morale problems are related to the fact there is a concentrated effort on a number of police organizations to force Administration to hire 200 laid off policemen. If we have to put on any more in the City then there will be other layoffs in other departments in the City and that is a control which none of us have. If we lost \$12 million then he cannot control the loss of people.

Director Williams was questioned as to the other cities where the Police Chief



September 19, 1979

is appointed to which he replied Atlanta, Pittsburgh, Detroit, Chicago and most of the larger cities have this system.

Questioned where the Check and Balance system of the Police Department comes in now, Director Williams replied the Check and Balance in government is a Division of Executive and Legislative responsibility. It is not a Division within Administrative Department. The Check and Balance from that perspective advances the authority in the Director's Office. The installation precludes the execution of that authority to its ultimate degree. As appointed Chief he would be more accountable.

Mayor Gibson noted he wanted to point out some facts with reference to the residency. The police officers went to Trenton to have them exempt from residency. He further commented that this bill (S-687) did not remove from Council the power to remove a Police Chief with cause, the same as they have with any appointed official. He feels that strong administrative control deals with ability to have administration's policy carried out by top officials in each department.

Director Williams concluded that the primary function of the Police Department is to provide public safety.

Superior Officers Association President John Golba stated that his organization has some objection to this Bill. It is not based on equity and equality of opportunity. We do not question the fact that there are other large Police Departments that have some administrative promotional set ups. These promotional set ups have remained and have been that way for a lengthy period of time. We have a standard maintenance contract which gives our Deputy Chief certain rights. There is no doubt that presently we have more people serving in the Deputy Chief's rank who have quality and education than have ever existed before. The City would not be losing anything if there was a competitive examination. As far as the Checks and Balances are concerned he personally answered the Police Department because there were Civil Service Examinations. He feels that under Checks and Balances the people have a Civil Service Chief of Police. With this Bill it does not provide the Council any power whatsoever. If a Chief of Police can become actually charged and it can be proved, some future Mayor could decide that he is going to keep this fellow anyway and Council cannot remove him.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, Martinez.

President Harris: The yeses are six and the noes are three. This ordinance

September 19, 1979

is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 3, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF AVON AVENUE AND SOUTH 16TH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

INTERSECTION:

Avon Avenue and South 16th Street.

RIGHT TURN PROHIBITION:

All Right Turns, 7 A. M. to 5 P. M., School Days

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HENNESEY STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, be amended by adding thereto the following:

HENNESEY STREET:

Southbound, from Elm Road to Chestnut Street

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 19, 1979

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HANOVER STREET AND DENBIGH STREET AS ONE-WAY STREETS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1.. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

HANOVER STREET:

Northbound, from Malvern Street to Chestnut Street.

DENBIGH STREET:

Southbound, from Chestnut Street to Malvern Street.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 19, 1979

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PROPERTY KNOWN AS 389-505 AND 415-439 FIFTH STREET, BLOCK 1950, PORTION OF LOT 1, AND LOT 45, TO THE STATE OF NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b) FOR THE SUM OF \$70,000.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the property known as 389-405 and 415-439 Fifth Street, Block 1950, Portion of Lot 1, and Lot 45, Newark, New Jersey be sold to the State of New Jersey, a body politic and corporate, by private sale for the amount of Seventy Thousand (\$70,000.00) Dollars pursuant to the provisions of N.J.S.A. 40A:12-13(b) (1). The intended use of said property is to establish a facility training center for Mentally Handicapped children;

Section 2. The purchaser is required to obtain a subdivision approval from Central Planning Board and title shall be closed within forty-five (45) days of said approval.

Section 3. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the property known as 389-405 and 415-439 Fifth Street, Block 1950, Portion of Lot 1 and Lot 45, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk by the Corporation Counsel.

Section 5. This ordinance shall take affect upon publication and passage according to Law.

Councilman Carrino said he will go along with this ordinance solely on the express condition that it be used for a school for the handicapped. If in the event the proposal is altered by the State, this ordinance will become null and void and the City will take this land back.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor

September 19, 1979

for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON ROME STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

ROME STREET:

Both sides, from the southerly line of St. Charles Street to a point  
100 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

September 19, 1979

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR DATA CONTROL CLERK IN THE OFFICE OF THE MAYOR, MUNICIPAL COURTS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1(c) of an Ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6S&Fc) and amendments thereto, be and the same is amended by creating the title, the minimum and maximum salary and code therefor, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Data Control Clerk 683030	\$8,173.00	\$9,748.00

Section 2. All prior ordinances or parts of prior ordinance, which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date. It is now before you for public hearing, second reading and final passage:

September 19, 1979

AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON RAYMOND BOULEVARD.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

RAYMOND BOULEVARD:

North side, from the easterly curblin of McCarter Highway to a point  
185 feet easterly therefrom

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing, and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ESTABLISH THE SALARY FOR THE INCUMBENTS IN THE POSITION PARKING VIOLATIONS OFFICER)



September 19, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard:

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

WHEREAS, by ordinance 6S&Fg, adopted May 2, 1979 the salary range for the title Parking Violations Officer was adjusted to \$9,748 - \$11,628; and

WHEREAS, said ordinance failed to establish the 1979 salary for the incumbents only in the title Parking Violations Officer;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That section 1 of an ordinance entitled "An ordinance creating permanent positions in the Police Department and establishing salaries therefor," (6S&Fk) adopted May 4, 1977 as amended and supplemented (6S&Fg adopted May 2, 1979), be and the same is hereby amended to establish the salary for the incumbents in the position Parking Violations Officer as follows, to wit;

The 1979 salary for the present incumbents only in the position Parking Violations Officer be established at the fourth (4th) step of range thirteen (13) of the Master Pay Grade Schedule, namely \$11,158.00:

Section 2. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor

September 19, 1979

for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC. FOR APPROXIMATELY 1,500 SQUARE FEET OF OFFICE SPACE OF CITY-OWNED PROPERTY LOCATED ON THE TWELFTH (12TH) FLOOR OF 605 BROAD STREET, NEWARK, NEW JERSEY, FOR THE SUM OF SIX THOUSAND, THREE HUNDRED AND NINETY (\$6,390.) DOLLARS PER YEAR, FOR A PERIOD OF ONE (1) YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Vindicate Society, Inc., is a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

2. That the 1,500 square feet of office space located on the twelfth (12th) floor of 605 Broad Street, Block 18, Lots 27, 28 and 77, Newark, New Jersey, owned by the City of Newark is not required for governmental purposes; and

3. That the Tax Collector of the City of Newark pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with Vindicate Society Inc., for a term of one (1) year at a nominal annual rental of Six Thousand, Three Hundred and Ninety (\$6,390.00) Dollars,

4. That the subject premises shall be used by the tenants for the promotion of the health, safety, morals and general welfare of the community, pursuant to N.J.S.A. 40A:12-15, paragraph (i) and, which lease shall contain a provision permitting the landlord to recapture said premises on sixty (60) days prior written notice to tenant; and

5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the leasehold was put, the activities of the tenant undertaken in furtherance of the public purposes for which this lease is granted, the approximate value or cost of any activities conducted on the leased premises; an affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal Law; and

6. That the subject premises shall be used by the tenant for administrative purposes to accomplish its objective which is to rehabilitate juvenile delinquents and shall serve approximately 200 persons; and

September 19, 1979

7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and

8. That the tenant shall not be permitted to erect any structure upon the leased premises, and subletting is prohibited; and

9. That a copy of the Certificate of Incorporation for said tenant, filed in the Office of the Secretary of State of New Jersey on May 14, 1973, setting forth the purposes of said corporation is attached hereto and made a part hereof.

10. This ordinance shall take effect upon final passage and publication according to Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979 AND AMENDMENT THERETO (TO ADJUST THE SALARY RANGE FOR DIRECTOR, DEPARTMENT OF GENERAL SERVICES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 and amendments thereto be and the same is hereby amended to adjust the salary range for Director, Department of General Services as follows, to wit:

September 19, 1979

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of General Services 175900	\$38,587	\$38,587

Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AUTHORIZE VARIOUS EMPLOYEES OF THE DEPARTMENT OF ENGINEERING TO ISSUE SUMMONSES FOR PARKING VIOLATIONS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Assistant Superintendents, Sanitation Superintendents and Managers in the Division of Water Sewer Utility, the Division of Sanitation, and the Division of Streets and Sidewalks of the Department of Engineering, Supervisory Environmental Specialists, Principal Environmental Specialists, Senior Environmental Specialists and Environmental Specialists in the Department of Engineering, and the Director of the Department of Engineering, are hereby authorized and empowered to perform as law enforcement officers with respect to the violation of City ordinances regulating parking on the streets of the City of Newark, and are hereby authorized pursuant to the Rules Governing the Courts of the State

September 19, 1979

of New Jersey, to issue summonses for violations of the parking ordinances of the City of Newark.

Section 2. This ordinance shall take effect upon final passage and publication, in accordance with the law.

Councilman Martinez felt this ordinance is long overdue and is something of a great benefit to those people who are complaining about street cleaning. However, we can recall approximately three years ago, Judge Booker was given a sort of mandate from the City Council to issue a disorderly persons arrest or a summonses in lieu of arrest, and he thinks we can recall that when Judge Booker came up for confirmation three years ago, he said they are working on it. When he came three years ago he said he was working on it, when he came two years ago, he said he was working on it and apparently he is still working on it. He is wondering how this ordinance is going to be enforced. Is the Department of Engineering going to get the summons' from the Courts, are they going to get the summons' from the Police Department, is it going to be a new structure or are the courts going to continue to work on it for a few more years.

Councilman Martinez said he would like to see the ordinance approved, but is requesting the City Clerk to invite Judge Booker, Business Administrator Hill, Corporation Counsel Perillo, Police Director Williams and Director of Engineering Zach to meet with the Council at their special conference September 25, 1979 to discuss the implementation of this ordinance.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

September 19, 1979

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY  
PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN  
APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

WHEREAS, the City of Newark, in the County of Essex, New Jersey by Ordinance No. 6S and Fe adopted on June 20, 1979 cancelled certain appropriations for various capital projects in the aggregate amount equal to \$23,613,159 as referred to in the various bond ordinances set forth in the ordinance; and

WHEREAS, one of the items listed in Section 1 to be cancelled, specifically improvement number 112-73 for the acquisition of a site at the Third Street School by ordinance adopted May 2, 1973, provided for a cancellation of an appropriation in the amount of \$245,000; and

WHEREAS, the actual amount that should have been cancelled for such purpose was \$45,000 rather than \$245,000; now, therefore

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section One. Section 1 of Ordinance No. 6S and Fe of an ordinance adopted June 20, 1979 and entitled: "Ordinance of the City of Newark, in the County of Essex, New Jersey, cancelling certain appropriations aggregating \$23,613,159 provided for in previous bond ordinances adopted by the City" is hereby amended to provide that the amount of the appropriation to be cancelled for the item listed under improvement number 112-73 and described as the acquisition of site - Third Street School pursuant to ordinance adopted May 2, 1973 should be \$45,000 rather than \$245,000.

Section Two. The title and body of the ordinance

September 19, 1979

referred to in Section One of this amending ordinance is hereby amended to change the aggregate amount of cancellations from \$23,613,159 to \$23,413,159.

Section Three. The capital budget of the City of Newark is hereby amended to the extent of any inconsistency herewith.

Section Four. All other details of the ordinance referred to in Section One of this amending ordinance shall remain as originally adopted.

Section Five. This amending ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law, provided that the Local Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting filing of debt statement was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrion, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

BOND ORDINANCE APPROPRIATING \$20,226,500 FOR VARIOUS SCHOOL CAPITAL PROJECTS  
IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE  
ISSUANCE OF \$20,226,500 QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

September 19, 1979

WHEREAS, the Board of Education of the City of Newark has determined by resolution that it is necessary to raise the aggregate amount of \$20,226,500 for the capital projects described herein and has delivered a statement to that effect to each member of the Board of School Estimate; and

WHEREAS, the Board of School Estimate has determined that \$20,226,500 is necessary for these projects and has certified this amount to the Board of Education and the Municipal Council; and

WHEREAS, the Municipal Council has determined by resolution to issue bonds to finance these projects and to make application to the Commissioner of Education to qualify these bonds; and

WHEREAS, the State Board of Education has determined by resolution that the City of Newark is entitled to issue qualified bonds for these purposes; now, therefore

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of Title 18A, Education, of the New Jersey Statutes, the aggregate sum of \$20,226,500 is hereby appropriated by the City of Newark, New Jersey for the projects and in the amounts described below:

Capital Project No.	Description	Amount
5079	The reconstruction of roofs, walls and windows at 36 schools including Abington Avenue, Alexander Street, Ann Street, Arts High, Barringer High, Bergen Street, Boylan Street, Bragaw Avenue, Burnet Street, Camden Middle, Central High, Chancellor Avenue, Cleveland, Roberto Clemente, Clinton Place Jr., Dayton Street, Eighteenth Avenue, Fifteenth Avenue, First Avenue,	



Capital Project No.	Description	Amount
	Franklin, Hawkins Street, Hawthorne Avenue, Maple Avenue (Phase I), Miller Street (Phase I), Newton Street, Oliver Street, Peshine Avenue (Phase I), Ridge Street, Seventh Avenue, South 17th Street, Speedway Avenue, Sussex Avenue, Vailsburg High, Warren Street, Webster and West Kinney High Schools.	\$ 8,651,500
5179	Reconstruction of East Side High School.	4,500,000
5279	Reconstruction and improvement of Malcolm X Shabazz High School.	525,000
5379	Completion of land acquisition and relocation for new Third Street School (Phase I).	250,000
5479	Reconstruction of Thirteenth Avenue School.	350,000
5579	Reconstruction of West Side High School.	3,000,000
5679	Construction of Cafeteria at Elliot Street School.	200,000
5779	Reconstruction of Science High School.	950,000
5879	Board of Education match to Chapter 74 funding for construction of vocational education facility for handicapped students, costing \$2,779,000 in total.	700,000
5979	Removal of Asbestos at Various Schools (Phase I).	350,000
6079	Board of Education match for reconstruction of a structure located at 11-15 Clinton Street in the City to house the Board of Education and City Departments currently housed at 2 Cedar Street, the total cost being \$1,500,000 of which the City has \$750,000 already budgeted.	<u>750,000</u>
	TOTAL	\$20,226,500

Section 2. In order to finance the costs of the project described in Section 1 of this ordinance, negotiable bonds are hereby authorized to be issued in the principal amount of \$20,226,500 pursuant to Chapter 24, Title 18A, Education, of the New Jersey Statutes.

Section 3. Each of the bonds authorized herein shall be designated "School Bond" and shall contain a recital that it is issued pursuant to Title 18A, Education, of the New Jersey Statutes and is entitled to the benefits of the provisions of the School Qualified Bond Act, P. L. 1976, c. 39 (N.J.S.A. 18A:24-85 et seq.). The bonds shall be coupon bonds registrable as to principal only or as to both principal and interest. The form,

September 19, 1979

date, denominations and interest rate of the bonds shall be as hereafter determined by resolution of the Municipal Council. The bonds shall mature in accordance with the schedule approved by the Local Finance Board pursuant to N.J.S.A. 18A:24-89 or N.J.S.A. 18A:24-90, but in no event later than 30 years from their date of issuance.

Section 4. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds of the City pursuant to N.J.S.A. 18A:24-92, subject to such terms or conditions imposed thereunder by the Commissioner of Education. All temporary notes or loan bonds issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no temporary note or loan bond shall mature later than one year from its date. The temporary notes or loan bonds shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with temporary notes or loan bonds issued pursuant to this ordinance and the chief financial officer's signature on the temporary notes or loan bonds shall be conclusive evidence as to all such determinations. All temporary notes or loan bonds issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3. The chief financial officer is hereby authorized to sell part or all of the temporary notes or loan bonds from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the temporary notes or loan bonds pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the temporary notes or loan

September 19, 1979

bonds sold, the price obtained and the name of the purchaser.

Section 5. Within 10 days after the issuance of the bonds or notes authorized hereunder, the chief financial officer of the City shall certify to the State Treasurer the name and address of the paying agent and the maturity schedule, interest rate and date of payment of debt service for the qualified bonds.

Section 6. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bonds. The bonds shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for payment of the bonds and interest thereon without limitation of rate or amount.

Section 8. This ordinance shall take effect 10 days after the first publication thereof after final adoption, as provided by law; provided that the certification of the Commissioner of Education has been endorsed hereon pursuant to N.J.S.A. 18A:24-88(d) and provided that the consent of the Local Finance Board has been endorsed hereon pursuant to N.J.S.A. 18A:24-89(b).

Councilman Carrino requested the City Clerk to communicate with the Board of Education requesting them to submit certain information that he requested two weeks ago.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting filing of debt statement was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

September 19, 1979

Yes: Councilmen Bnttione Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000 SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

WHEREAS the Board of Education of the City of Newark has determined by resolution that it is necessary to raise the aggregate amount of \$14,501,000 for the capital projects described herein and has delivered a statement to that effect to each member of the Board of School Estimate; and

WHEREAS the Board of School Estimate has determined that \$14,501,000 is necessary for these projects and has certified this amount to the Board of Education and the Municipal Council; and

WHEREAS the Board of Education has determined by resolution that it is unable to provide suitable general purpose educational facilities and suitable facilities for eligible handicapped students and has filed an application with the Commissioner of Education for Additional State School Building Aid pursuant to Chapter 74 of the Laws of 1978; and

WHEREAS the State Board of Education has determined by resolution that the school district is entitled to receive the additional State School Building Aid indicated herein; now therefore

September 19, 1979

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF  
NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of Title 18A,  
Education, of the New Jersey Statutes, the aggregate sum of \$14,501,000  
is hereby appropriated by the City of Newark, New Jersey for the  
School Capital Projects and in the amounts indicated below:

<u>Project No.</u>	<u>Description</u>	<u>Appropriation</u>
6179	The construction of the new Third Street Elementary School.	\$ 3,550,000
6279	The construction of a new elementary school in the "R-32" Area.	3,600,000
6379	The construction of a new elementary school in the Summer Place Area.	4,100,000
6479	Construction of a Vocational Educational Facility for the handicapped.	2,079,000
6579	Construction of Community Education Service Centers within new Third Street School, new N.J.R.-32 School and new Summer Place School.	<u>1,172,000</u>
	TOTAL	\$14,501,000

Section 2. In order to finance the costs of the projects  
described in Section 1 of this ordinance, negotiable bonds are here-  
by authorized to be issued in the aggregate principal amount of  
\$14,501,000 pursuant to Chapter 24, Title 18A, Education, of the  
New Jersey Statutes.

Section 3. Each of the bonds authorized herein shall be  
designated "School Bond" and shall contain a recital that it is  
issued pursuant to Title 18A, Education, of the New Jersey Statutes  
and is entitled to the benefits of the provisions of the Additional  
State School Building Aid Act, P. L. 1978, c. 74 (N.J.S.A. 18A:58-  
33.22 et seq.). The bonds shall be coupon bonds registrable as to  
principal only or as to both principal and interest. The form, date,  
denominations and interest rate of the bonds shall be as hereafter

September 19, 1979

determined by resolution of the Municipal Council. The bonds shall mature in accordance with the schedule approved by the State Board of Education pursuant to N.J.S.A. 18A:58-33.26(a) or N.J.S.A. 18A:58-33.29 and in no event later than 30 years from their date.

Section 4. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds of the City pursuant to N.J.S.A. 18A:58-33.32, subject to such terms or conditions imposed thereunder by the Commissioner of Education. All temporary notes or loan bonds issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no temporary note or loan bond shall mature later than one year from its date. The temporary notes or loan bonds shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with temporary notes or loan bonds issued pursuant to this ordinance, and the chief financial officer's signature on the temporary notes or loan bonds shall be conclusive evidence as to all such determinations. All temporary notes or loan bonds issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3. The chief financial officer is hereby authorized to sell part or all of the temporary notes or loan bonds from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the temporary notes or loan bonds pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the temporary notes or loan bonds sold, the price obtained and the name of the purchaser.

September 19, 1979

Section 5. The bonds authorized herein shall be deducted from the school debt of the school district of the City of Newark and shall be deducted from the gross debt of the City pursuant to N.J.S.A. 18A:58-33.30.

Section 6. Within 10 days after issuance of the bonds or notes authorized hereunder, the chief financial officer of the City shall certify to the Commissioner of Education the exact amount payable on account of debt service on such bonds or notes in each year and the name and the address of the paying agent or paying agents for such bonds or notes. On January 10 in each year, the chief financial officer of the City shall certify and pay to the State Treasurer the amount of earnings received during the preceding year from the investment or deposit of the proceeds from the sale of the bonds or the notes authorized hereunder, which amounts shall be held by him and applied only to the payment of principal and interest on such bonds or notes.

Section 7. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bonds. The bonds shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for payment of the bonds and interest thereon without limitation of rate or amount.

Section 9. This ordinance shall take effect 10 days after the first publication thereof after final adoption, as provided by law; provided that the certification of the Commissioner of Education and the approval of the Local Finance Board shall have been endorsed upon a copy hereof.

September 19, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting filing of debt statement was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF AN ENLARGEMENT OF AN EXISTING SERVICE STATION STRUCTURE TO EFFECT AN INCREASE IN THE VOLUME THEREOF BY MORE THAN 30% (THIRTY PERCENT) ON PREMISES 81-85 RIVER STREET A/K/A 1043 RAYMOND BOULEVARD (BLOCK 136, LOT 36) ON THE OFFICIAL TAX MAP, (YEAR 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and Municipal Ordinances 6S&FB 051778 and 6S&FH 090678, the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark, (being conducive both to an increase in retail sales and employment for this City) an Application and Agreement with Robert and Joseph DiStasio, Partners (hereafter DiStasio) for five years of tax abatement for an Enlargement of an existing service Station Structure on the premises 81-85 River Street also known as 1043 Raymond Boulevard (Block 136, Lot 36) on the Official Tax Map of the City of Newark (year 1979) presently assessed at \$63,000.00 being \$49,400.00 for land and \$13,600.00 for improvements.

2. That in consideration of said tax abatement on the new construction-improvements to rehabilitate the existing building, DiStasio will pay to the City of Newark an annual service charge of approximately \$900.00, representing 2% of the cost of construction and rehabilitation, estimated at \$45,000.00.

3. That the annual service charge is to be paid quarterly, together with, and on the same due dates as the taxes on the land for said Lot 36 in said Block 136.

4. Nothing herein shall, impliedly or otherwise, relieve DiStasio from or relax its obligation to comply with and conform to, all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.



5. That the Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two instruments may be there examined during regular business hours.

6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law

7. That all advertising costs for publishing this Ordinance shall be paid by DiStasio before the Agreement, executed by the City, shall be delivered to said partnership.

8. That within 30 days after the execution of the aforementioned tax abatement Agreement, there shall be forwarded by the Department of Law a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000 THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all Members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be undertaken by the City of Newark, New Jersey. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$18,205,000, including the sum of \$1,700,000 available for said purposes from capital surplus and the sum of \$796,000 as the several down payments required by the Local Bond Law for the improvements or purposes. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the appropriations for the several improvements or purposes not covered by application of the several down payments plus the capital surplus appropriated, negotiable bonds are hereby authorized to be issued in the principal amount of \$15,709,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Improvement or Purpose	Project Number	Estimated Cost	Appropri- ation	Estimated Maximum Amount of Bonds or Notes	Available From Capital Surplus	Period of Use- fulness
(a) The acquisition of fire Department apparatus including 3 - 100 ft. aerial ladder trucks, 5- 1,000 GPM pumps and 1 aerial ladder work truck.	0179	\$ 910,000	\$ 910,000	\$ 866,500		10
(b) The acquisition of public works vehicles including 10-refuse collection trucks, 6- motorbrooms, 1-tandem dump truck, 3-heavy- duty dump trucks, 6-light- duty dump trucks, 3-front end loaders, 2-section trucks, 1-electrician's truck, 5-heavy-duty vans, 2-light-duty vans, 2- pick-up trucks, 6- tandem tractors.	0279	\$1,684,000	\$1,684,000	\$1,603,500		5
(c) The acquisition of public works specialized equipment including 1- sewer jet, 1-sewer cleaner, 2-catch basin cleaners, 1- 1/2 cu. yd. back hoe, 2- aero-lift trucks, 1-track body and crane vehicle, 1- twenty-ton asphalt roller, 5-salt spreader bodies, 5- snow plows and frames.	0379	\$ 412,000	\$ 412,000	\$ 392,000		5

September 19, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Available From Capital Surplus	Period of Use- fulness
(d) The construction of a pump station for the Peripheral Ditch in the Industrial River Urban Renewal area and related improvements.	0479	\$ 6,874,000 (Including \$5,300,000 Grant from U.S. Dept. of Commerce, Economic Devel. Administration)	\$ 1,574,000 (City Match)	\$1,499,000		40
(e) Drainage improvements between Avenue "P" and the New Jersey Turnpike in the Industrial River Urban Renewal area.	0579	\$ 5,066,000 (Including \$2,536,000 Grant from U.S. Dept. of Commerce, Economic Devel. Administration and amounts to be pro- vided by the City in the years 1980-1984)	\$ 1,650,000 (City Match)	\$1,571,000		40
(f) Installation of new sanitary sewer in area of Haynes Avenue and Bessemer Street.	0679	\$ 323,000	\$ 323,000	\$ 307,500		40
(g) Replacement of Doremus Avenue force main from Port Street to Delancy Street along the Doremus Avenue Bridge.	0679	\$ 97,000	\$ 97,000	\$ 92,250		40

<u>Improvement or Purpose</u>	<u>Project Number</u>	<u>Estimated Cost</u>	<u>Appropriation</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Available From Capital Surplus</u>	<u>Period of Use- fulness</u>
(h) Installation of new parallel service sewer along Doremus Avenue from Roanoke Avenue to Wilson Avenue and along Wilson Avenue to Avenue "P".	0679	\$ 1,250,000	\$ 1,250,000	\$1,190,250		40
(i) Television inspection and reconstruction of brick sewer along Broad Street from Murray Street to Clay Street.	0779	\$ 1,140,000	\$ 1,140,000	\$1,085,500		40
(j) The construction of Avenue Z, a modern access road, extending northerly and southerly from Wilson Avenue north of N.J. Turnpike in the meadowlands industrial area.	1179	\$ 2,000,000	\$ 2,000,000	\$ 285,000	\$1,700,000	20
(k) The reconstruction of the building located at 828-830 Broad Street.	1379	\$ 1,000,000	\$ 1,000,000	\$ 952,000		20
(l) The reconstruction of the building located at 491 Washington Street.	1479	\$ 240,000	\$ 240,000	\$ 228,500		15
(m) The construction of the new Empire Street Garage and the selected reconstruction of Victoria Street Garage.	1579	\$ 250,000	\$ 250,000	\$ 238,000		15

September 19, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Available From Capital Surplus	Period of Use- fulness
(n) The acquisition and the reconstruction of the Summit Street Garage.	1679	\$ 200,000	\$ 200,000	\$ 190,000		15
(o) The construction of the new Butler Building at the Fire Training Academy.	1779	\$ 300,000	\$ 300,000	\$ 285,500		40
(p) The reconstruction of Engine Co. 9 and Engine Co. 17, located at 195-97 Summer Avenue and 84-86 Clinton Place, respectively.	1879	\$ 80,000	\$ 80,000	\$ 76,000		15
(q) The construction of the Police training facility on Avenue "P".	1979	\$ 700,000	\$ 700,000	\$ 666,500		40
(r) The acquisition and installation of a telephone monitoring system for various Police facilities.	2079	\$ 35,000	\$ 35,000	\$ 33,000		10
(s) The reconstruction of the West District Police station.	2179	\$ 100,000	\$ 100,000	\$ 95,000		15
(t) The reconstruction of the Rotunda Pool and the renovation of the main building at the site.	2279	\$ 150,000	\$ 150,000	\$ 142,500		15

September 19, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Available From Capital Surplus	Period of Use- fulness
(u) The completion of the Military Park Garage reconstruction, including replacement of 2 elevators and mechanical appurtenances, 6-sump pumps and 2-sewerage purps, reconstruction of north wall on bottom level and interior side-walks in Military Park and provision of security doors.	2379	\$ 215,000	\$ 215,000	\$ 204,500		20
(v) The installation of a passenger elevator in the Newark Museum main building.	2479	\$ 285,000	\$ 285,000	\$ 271,000		15
(w) Design study and initial reconstruction of 53 Washington Street for use by Newark Museum.	2579	\$ 50,000	\$ 50,000	\$ 47,500		15
(x) Exterior reconstruction of Newark Museum main and addition buildings.	2679	\$ 80,000	\$ 80,000	\$ 76,000		15
(y) The reconstruction of Business Library located at 34 Commerce Street.	2779	\$ 150,000	\$ 150,000	\$ 142,500		15

September 19, 1979

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Available From Capital Surplus	Period of Use- fulness
(z) The reconstruction of the Newark Public Library main building in conjunction with the installation of new air conditioning service in areas currently unserved.	2879	\$ 90,000	\$ 90,000	\$ 85,500		15
(aa) The replacement of the partially collapsed sewer line along Blanchard Street.	2979	\$ 460,000	\$ 460,000	\$ 438,000		40
(bb) The reconstruction of Newark City Hall.	3379	\$ 790,000	\$ 790,000	\$ 752,000		20
(cc) The reconstruction of the building located at 11-15 Clinton Street.	3479	\$ 750,000	\$ 750,000	\$ 712,500		15
(dd) The reconstruction of the building located at 94 William Street.	3579	\$ 125,000	\$ 125,000	\$ 119,000		15
(ee) The reconstruction of 31 Green Street, City Hall Annex and 22 Franklin Street for use as Newark Police/Courts Complex.	3679	\$4,800,075 (Incl. \$4,200,075 Grant from U.S. Economic Devel. Admin. under the Local Public Works Act program)	\$ 600,000	\$ 571,000		15



September 19, 1979

<u>Improvement or Purpose</u>	<u>Project Number</u>	<u>Estimated Cost</u>	<u>Appropriation</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Available From Capital Surplus</u>	<u>Period of Use- fulness</u>
(ff) The construction of a building located at 102 William Street to house the Central Newark Community Health Center and the administrative office of the Health Division.	3779	\$ 4,165,000 (Incl. \$3,800,000 Grant from the U.S. Economic Devel. Admin. under the Local Public Works Act program)	\$ 365,000	\$ 347,500		40
(gg) The acquisition and installation of an automated fuel dispensing control system.	3879	\$ 150,000	\$ 150,000	\$ 142,500		15
		TOTAL	\$18,205,000	\$15,709,000	\$1,700,000	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose plus the appropriation from capital surplus.

September 19, 1979

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the City may lawfully undertake as general improvements and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable lives thereof within the limitations of the Local Bond Law, is 25.48 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$15,709,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,850,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of the purposes or improvements authorized herein and is included in the foregoing estimates thereof.

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of the obligations and interest thereon without limitation of rate or amount.

Section 8. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

September 19, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,366,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all Members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be undertaken by the City of Newark, New Jersey. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,366,000. No down payment is required as the purposes authorized herein are self-liquidating and the obligations authorized herein are deductible from the gross debt of the City as more fully explained in Section 6(e) of this ordinance.

Section 2. In order to finance the appropriations for the several improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,366,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Improvement or Purpose	Project Number	Estimated Cost	Appropriation	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(a) The reconstruction of six-inch water main along Bloomfield Avenue from Crittenden Street to Garside Street.	0879	\$ 65,000	\$ 65,000	\$ 65,000	40
(b) The continuation of acquisition and installation of remote water meter reading devices.	0979	\$1,150,000 (Incl. \$850,000 to be provided in years 1980-1984)	\$ 300,000	\$ 300,000	15
(c) The installation of water mains along McCarter Highway from 760 feet south of Verona Avenue to 670 feet north of Verona Avenue.	1079	\$ 65,000	\$ 65,000	\$ 65,000	40
(d) The extension of high pressure water service to 189 Frelinghuysen Avenue.	1079	\$ 11,000	\$ 11,000	\$ 11,000	40
(e) The replacement of water mains in various locations throughout the City.	3079	\$ 300,000	\$ 300,000	\$ 300,000	40
(f) The reconstruction of water mains at various locations throughout the City.	3179	\$ 590,000	\$ 590,000	\$ 590,000	40
(g) The installation of a new high pressure water main along Park Street from Park Place to sixty feet east of vacated Pine Street.	3279	\$ 35,000	\$ 35,000	\$ 35,000	40
Total			\$1,366,000	\$1,366,000	

September 19, 1979

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the City may lawfully undertake as general improvements and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

September 19, 1979

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable lives thereof within the limitations of the Local Bond Law, is 34.5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,366,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of the purposes or improvements authorized herein and is included in the foregoing estimates thereof.

(e) This bond ordinance authorizes obligations of the City solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:20-47(a) and are deductible from the gross debt pursuant to N.J.S.A. 40A:20-44(c).

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of the obligations and interest thereon without limitation of rate or amount.

Section 8. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local

September 19, 1979

Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### HEARINGS OF CITIZENS.

6-HC-a. DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council referring to Resolution 7-R-r on this Calendar. He felt this should have been done by ordinance and pointed out this will be contested in the courts. The speaker called attention to recent legislation passed by the Governor permitting the Mayor of the City of Newark to appoint the Chief of Police. He felt this was a serious error on the part of the Governor and the legislative body.

Upon question posed by Councilman Tucker asking whether the speaker has had the opportunity to read said ordinance, the speaker replied only what has been printed in the newspaper.

Councilman Tucker said he would appreciate the speaker reading the ordinance because some of the comments he is making clearly indicates he has not. It is not a matter of appointing somebody directly off the street, there is a process of appointment. The Mayor, if he wants to appoint a Chief of Police, must go through the ranks, a person must have had police experience and police background. The minimum requirement is that you must have five years experience as a superior officer in order to be considered for the position, that is the basic minimum requirement.

President Harris said that this Body is on record in favor of adding more members to the Police Department to provide what they feel is proper protection for the citizens of Newark. At various times Members of this Council have come out publicly and asked for an additional 100 and up to 200 men more for the Police Department, over and above the original table of organization, but budgetary restraints have curtailed this request.



September 19, 1979

6-HC-b.MRS. DOROTHY COOLIDGE, 403 NEW STREET, NEWARK, NEW JERSEY, addressed the

Municipal Council alleging that on the 9th of September she was savagely beaten by a woman and 4 children. As a result of the beating, she had to get 8 stitches in her head at the hospital. One of her neighbors who sheltered her child, called the Police but no one had answered that call. The speaker stated the following Tuesday she was compelled to go to the Violent Crime Bureau to make a complaint and she was informed she had to know the names of her attacker before she could make the complaint. The speaker complained that the Police Department has done nothing about this attack and asked what the Council can do to protect the citizens of the City.

Councilman Martinez said the questions asked by Mrs. Coolidge are being asked by people all over the City of Newark. The problem is that the people have not really responded in the manner that they should. There is a new directive of the Police Director where most crimes are reported to the precinct or to the detective agency. He does not recall a directive where a violent crime such as the speaker cited before the Council should have been done the following day to a detective division. He would assume that the crime should have been handled by the police officers on the street.

Councilman Martinez requested that the minutes of Mrs. Coolidge's statement be extracted and be given to the Police Director, who he is sure would have an investigation made and could be in touch with Mrs. Coolidge to determine what action or inaction was taken by the Newark Police Department.

Councilman Martinez noted there has been a drive in the City of Newark by the citizens and residents asking the same question as the speaker and saying what can we do to get more policemen and there has been a petition drive. Almost everyone is saying why can't we get more policemen, and when you turn around and see a petition drive, you only see 9,000 signatures, something is wrong. He thinks the people that are concerned, such as the speaker, should touch base with those people that are handling the petitions and perhaps support their drive where the governing body could then respond to those petitions in the manner that is directed by the taxpayers.

Councilman James noted the speaker is telling us what has been told us so many times over and over again. Mrs. Hattie Lewis of 72 Shanley Avenue only last week told us the same same story that her house was broken into, she was attacked, hit and things of that nature, with no response.

Councilman James said that his only concern is that this Council has been advised by the Police Director, in person, of a new policy. If you come home and all

September 19, 1979

the things are removed from your house, the police will not come because the likelihood of them apprehending someone is very unlikely. If someone has broken in your home, taken your television, stolen your auto and there is no likelihood that that person is still there, this Council has been advised by the Police Director, in person, they will not respond. The only time the police are going to come out now, is if you get shot, you are there and the person is still kicking you or shooting you, then, he indicated to us, in that instance they might come.

Councilman James said what the speaker is asking, we don't have an answer for because Police Director Williams told us that is low priority now. If they don't respond instantly, they are not coming, and it is up to the citizens in Newark to go to the Police Headquarters that day, the next day, next week, next month, and we have all been told that.

Councilman James cited another problem. Many citizens in Newark have their burglar alarms tied into the Newark Police Department. It rings in a neighbor's house you can give up to three numbers and then you generally give it to the Police. What's happening and what happened to Mrs. Hattie Lewis, when they gave the alarm, it came up busy, like when you call the police, they say, please hold, and they never come back to you, or if that answering service comes on, they say, please hold. Well, your burglar alarm system cannot adjust to that, cannot say, "I'll hold," and then give a message, it just goes and says, someone is breaking into 38 Wilbur Avenue, someone is doing something it never repeats itself. So this whole police problem is breaking down and he believes that what the speaker is telling us and what other citizens are telling us, we need to meet with the Administration, the Mayor and the Police Director, and the Chief and come up with new alternatives, but no one has the solution to this problem and we have been advised that right now, this is a new policy.

Councilman Carrino told the speaker he wants to mention that he is not really surprised because we're getting calls every day on this situation. The only thing that disappoints him is the citizens of Newark themselves. We have gone to the newspapers, as Councilman James said, that story was carried on the front page of the newspaper, and unless you have a phone right by you while you are getting beat up or robbed and tell the guy to stop while you call the police, they are not going to come. And the fact is that 325,000 people in this City are allowing this to happen, no one has said anything. We've tried to get together different groups of people from different neighborhoods to meet down here with us to try to change this policy and people just

September 19, 1979

don't seem to be interested, is the thing that surprises him. You can't even call the emergency number, 911, anymore, you get a tape recording. So, the people in the City of Newark are going to have to wake up and are going to have to tell the City of Newark that something is wrong here. The Police Department is not going to respond to crimes, they are not going to respond to people's calls, then there is no sense in having any other law in the City of Newark because everything is going to be wide open. They want you to come at 3:00 A. M. if somebody steals your car, they want you to go to the precinct, now you tell me how you are going to get to the precinct if you have no car. Now, if the Police Department is not notified about a stolen car in the first two or three hours, you could forget about ever getting that car back, or catching the people who stole the car. So to have the audacity to tell you to go to the precinct to report the crime and the reason why they are doing that is they don't want you to go through the bother of going to the precinct. They figure after a day or two you are going to forget about reporting it and he doesn't understand why people like the speaker and the other people in the City of Newark have not started banging on peoples' doors down here and finding out why this is happening and finding out why a department which gets \$27 million dollars a year is not going to answer your phone call. If the speaker is lucky, she'll get a letter and they will ask her about what happened. He can tell the speaker right now, she is not going to hear anything from the Police Department.

Councilman Grant joined with his colleagues on the Council in indicating that what has occurred is definitely unfortunate. However, in the City of Newark, and he is certain the speaker is not looking for sympathy, she is looking for action. In the City of Newark for years, a lot of the police officers lived in the City, but a few years ago there was special legislation that granted permission for policemen and firemen to be exempt from the ordinance that would require persons to live in the City. So, therefore, you have roughly 983 police officers in the City and he would guess that a great majority of them live out of the City, work in Newark, get a pay check from here, but leave. So what happens after four o'clock, the suburban towns are completely patrolled by the policemen that are there and the Newark policemen. So we are left. And if a policeman, no doubt, had lived in this community, a criminal might be less inclined to mug you for fear that policemen might be walking around. Perhaps, maybe we need to think of that in the future of having that law revoked, rescinded and require that persons who work for the City in that kind of capacity be required to live here. Certainly in

September 19, 1979

terms of response, all of us receive those calls and to sit here as a governing body and say that we can't do anything about it, to him is really not solving the problem. It's a problem that involves not only the Council but the Administration as well and he is sure that once this information, as Councilman Carrino indicated, is looked upon and reviewed, the speaker might receive a letter, but the letter certainly does not answer the speakers question.

Councilman Grant said he would certainly be willing, if there is some one on his staff that could aid her in perhaps stopping by her house, or her stopping by his office, taking her to the Police Director's Office, having someone from his office go up and find out who these people are so she can make a formal complaint, that can be done.

Councilman James said the only thing the Council wants to say to the speaker, is that everyone looks up here and says they voted for us and we accept that, but he thinks we have to understand that there is also an administrative and executive branch of government, Mayor Gibson, Business Administrator, and so forth, at the cabinet level. This Council does not run the Police Department and he wants to make that clear because a lot of times people give them many powers to be, that they are everything. No matter what they tell them, they do not run the Police Department, this is a legislative branch of government and that is Administration, and he believes citizens at times need to sit down with the Mayor and the Police Director and other administrative personnel. Don't let anyone up on this Council tell them that they are going to run directly and give administrative directives to the Police Department, it will not happen. They do not have that power. We fund them budgetwise. Yes, they can confer with the Police Director because they appoint him, they approve the appointment, but from day to day operation of the police, for policy matters, we are going to have to start talking to Administration. Everyone comes to Council meetings, but very few walk across the hall on the second floor and voice these same concerns where that is the Administration that runs the City day to day. He thinks they ought to say that more often. We do not run the City of Newark from day to day. And no one on this Council is going to say anything to the Police Department for this situation. It is going to have to be an administrative function.

President Harris directed the City Clerk to have the statements made by Mrs. Coolidge extracted from the record and forwarded with a covering letter to the Police Director.

6-HC-c.

MR. BENJAMIN L. EVANS, 1 ROANOKE AVENUE, APT. 2B, NEWARK, NEW JERSEY, REPRESENTING THE TENANTS AT HAYES HOMES, addressed the Municipal Council urging their help with

September 19, 1979

the following: 1) \$12.8 million allocated to Hayes Homes for a modernization program and thus far nothing has been done; 2) there have been 7 shoot-outs, and no one is really concerned about the tragedies which have taken place in that area for the last four years. They have not had proper respect from the Housing Authority. They have called for several meetings and no representatives from the Housing Authority showed up. He requested the Council to apply some sort of pressure on the Housing Authority to have some of the problems corrected at Hayes Homes.

Councilman Johnson said he is quite aware of the problems that Hayes Homes has been having with the \$12 million that has been allocated by the Federal Government for renovation. Presently he has been working with his staff to set up a meeting with the Director of the Housing Authority which should take place in the next few days together with a delegation of residents from Hayes Homes to see exactly when those monies will be put into a position where the work can start on Hayes Homes. At this time we are working with the new Director of the Housing Authority to get a starting date and to find out how these monies are going to be allocated, in what areas they are going to be spent and the procedures that are going to be involved in spending the money. The \$12.8 million that the speaker is addressing now is for the new improvement of Hayes Homes.

Councilman Johnson continued he has been working with the new Director, Milton Buck of the Newark Housing Authority, because it is through his office that the money is going to be dispensed, so he would assume that the staff members of the Newark Housing Authority have been made aware of these negotiations that are taking place.

Councilman Johnson said with respect to the kind of crimes the speaker talked about in Hayes Homes, they are taking place throughout the City and he has personally sat down with the Police Director and has had four or five special investigations made up there which have netted quite a few arrests during the last two months. The police problem is one that unfortunately we cannot have direct input into. We do not run the Police Department on a day to day level, that is done by the Administration and he thinks one thing that will have to come about is more pressure from the residents of this town directly to Administration. Very seldom do we see anyone from the Hayes Homes going to the Mayor's office concerning conditions in Hayes Homes or any other parts of the City. The Police Director has been giving us some special attention and once again it's just a band-aid over a major cancer. It's not enough. We will continue to put pressure where pressure can be put to try to alleviate these situations; but as said earlier, it's a budgetary situation and we cannot, much as we want to, bring back the men necessary to

September 19, 1979

give us the kind of police protection we need to remove these kinds of situations throughout the City.

Councilman Johnson said he has a meeting set tentatively for early next week with the representatives of the Hayes Homes. He has already scheduled a meeting to talk about the problems of Hayes Homes with the representatives of Hayes Homes and we will be going to see the Housing Director of the Newark Housing Authority to address the \$12.8 million that is now available for renovation to Hayes Homes.

Councilman Johnson continued about four or five months ago the ward Councilmen got together with the Administration to propose a housing, reinstating of the housing police force. We made quite a bit of effort to get the Police Director and the Housing Authority to bring this to life but again at the level of Administration, it once again died. So they are still trying to reinstate and bring about a reorganization that will give them a housing police force. But again it is going to be the kind of support that the residents of the Hayes Homes, Scudder Homes, Stella Wright, the entire City to bring to bear with our support that will allow us the kind of clout to get that job done.

Councilman Tucker said with respect to hiring at local project level of special police, one recommendation is that it did not come from the Ward Councilmen. He suggested they hire somebody who lives in Hayes Homes, not from other cities.

Councilman James hoped the remarks of Councilmen Johnson and Tucker bear fruit and various administrators will follow-up with the meeting they have indicated will be conducted, however, he believes we ought to approach the problem with the correct system. When you talk about the Newark Housing, you are talking about an autonomous body that this Council has no direct power over, which the Mayor appoints four members and the Governor appoints one. They fought to have tenant representation and out of the five Commissioners, there are two tenants who sit on the Board of the Newark Redevelopment Housing Authority who set policy who deal with the problems. One is the father of the gentleman who is writing this story, Mr. Stanley Terrell. The other representative who represents tenants lives in Columbus Homes. The chairperson in charge of that body, like the speaker are at our public meetings, is the Honorable Pearl Beatty, who is Freeholder, President of the Essex County Board of Chosen Freeholders and is also chairperson of that Board. The tenants themselves ought to form a lobby themselves, that the Housing Commission should have evening meetings. The only reason the speaker is addressing the Council tonight, is that this Council had the courage in the beginning when they came in 1970 when they had day meetings, they scheduled evening meetings so citizens who work

September 19, 1979

during the day could come at night and address the Council as the speaker is doing now.

Councilman James said he thinks it is a crime that the Essex County Park Commission, which is no longer, used to conduct their meetings at 10:00 o'clock when they knew nobody would be there. He thinks it is a crime that the Housing Authority conducts all of their meetings during the day when they know people are working and can't come out and voice their grievances. He thinks tenants, and since they have two out of five, they ought to schedule evening meetings and if we are going to do what they can here, we ought to know what the Housing Commission or Board itself is going to do, what the two tenants who live in public housing, what are they doing on their own boards they set policy for improving safety, to eradicate drugs. He is just saying that everyone puts every problem in the City on the Newark Municipal Council and they fail to recognize that some of these groups are autonomous. They have no power over the Housing Authority, don't let anyone tell you they are going to tell Milton Buck what to do. It's not true. Don't let anyone tell you they are going to tell Hugh Hill what to do tomorrow, it's not true. Ask anyone to try to get someone in public housing to get them an apartment and that will show you their power.

Councilman James added that although they can assist and help, he would like to know what is the Board of Commissioners of the Housing Authority going to do and also address themselves to the problem. He thinks we ought to make sure those two tenant representatives, that this body fought with them and others that came before and said, "don't approve anymore until you give us a tenant". Don't approve anymore people until you give us a tenant. We gave you two and we think they ought to be involved in solving the problems.

Councilman James said he does not believe what everyone believes that this Council is a magic body. Sharpe James does not believe that. Every problem is put on the Council and they cannot be all things to all people.

Councilman Carrino stated just to give an example of some of the games that are played, we just passed an ordinance tonight that's going to be finalized in two weeks giving the Mayor the authority to appoint a Police Chief. We are talking about cops living in Newark. From his knowledge the Police Chief that is going to be chosen lives in West Orange. The City Council just gave up the right to confirm the Mayor's choice, he does it now without even coming to us as far as picking a Police Chief and the Mayor's choice will be a resident of West Orange. So if we are worrying about a cop living in Newark and now we're going to okay a Chief of Police who lives in West Orange, he

September 19, 1979

he thinks we are all playing games here.

6-HC-d.        MR. RICHARD BROWN, PRESIDENT OF THE PEDDLERS ASSOCIATION, 430 LESLIE STREET, NEWARK, NEW JERSEY.

6-HC-e.        MR. ABDUL MUHAMMED, 161 SOUTH 11TH STREET, NEWARK, NEW JERSEY.

6-HC-f.        MR. WESLEY EAST, 31 MAIN STREET, EAST ORANGE, NEW JERSEY.

6-HC-g.        MR. ERNEST KING, 31 SUNNYSIDE AVENUE, EAST ORANGE, NEW JERSEY.

6-HC-h.        MR. DORRELL SEYMOUR, 2 STRATFORD PLACE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council pointing out that there is no black business representation in the downtown area and they deserve the right to be there. They said that they have won in the courts and have been trying to compromise with the City.

One of the speakers said that a survey was made of the downtown area questioning the citizens whether the peddlers in any way are hindering their passage and they replied in the negative. The peddlers felt this was another form of racism and the business people do not like black economic development. They alleged that some of the big businesses have control of the City Council. They felt that by their being in the downtown area they have stopped pickpocketing and questioned what any of the stores have contributed to their communities.

The speakers suggested to the Council perhaps they can come up with some sort of solution collectively to set up a group to meet with the peddlers and work out a meaningful plan to end the peddlers dilemma. They stressed that their livelihood depends on selling their wares. They urged the Council to vote in favor of the peddlers.

Councilman James stated some of those who addressed the issue on peddling indicated the President of the Council appointed several committees and perhaps they did not report. President Harris did appoint a committee, they did meet with representatives of the peddlers association, Councilman Martinez and he held meetings and there was talk about spot markings on the ground as opposed to being required to move constantly. There was a debate about the size of the cart which should be allowed, a debate about the distance apart, should it be 30, 20 or 15 feet or what have you. There was also a request that a copy of the law would be presented to each peddler, when he or she receives their license. At that time Councilman Martinez and he received



research data from Philadelphia, where markings on the ground were being explored but it was not a law yet. They received information from Washington, where they are presently in the courts over the question of peddling in the downtown area. They received information that in Detroit, peddlers were only allowed to sell flowers, candy and items of that nature and in New York City they had reached a crisis situation and they had designated areas and any one caught outside the designated area would receive a stiff penalty. He informed the peddlers that they studied those recommendations, after lengthy meetings, they made an amendment, they did not even make a committee report, because they had a council meeting the next day. The votes were not here to carry that measure and he felt the people present in the audience should know what politics is about. A committee can give a report, it can request an amendment to an existing City ordinance, if the necessary votes are not there, it fails and he believes one of the peddlers, Ms. Jackson, who was present at the last Council meeting knows that the vote did not carry. He said he wants to be honest, as a person that sat on the committee and brought forth those recommendations. Still the remarks came from Administration and others and they felt very clearly that it was unfair competition to allow peddlers to peddle their wares in front of a business which was paying taxes to own the shop or be a tenant and many of those businesses pay payroll taxes to the City of Newark. They brought forth those recommendations and statements from Administration, and then there was a statement from the Police and others about blocking the sidewalk, too crowded in the downtown area and creating a congestion problem. What he is saying to the group tonight is that the committee did meet, the committee worked many hours and their recommendations were incorporated into amendments, they were brought to a public Council meeting and there were not sufficient votes at that meeting to carry those amendments.

Councilman James reiterated for the record, the President did establish a committee, that committee did meet with the peddlers, those recommendations were brought to a public Council meeting and the necessary votes were not there.

A motion to permit Jim Teague, Curtis Way and Trini Gonzales to be heard under "Hearings of Citizens" was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

- 6-HC-1.        MR. JIM TEAGUE, 32 KEER AVENUE, NEWARK, NEW JERSEY.
- 6-HC-1.        MR. CURTIS WAY, 505 CLINTON AVENUE, NEWARK, NEW JERSEY.
- 6-HC-k.        MS. TRINI GONZALES, 583 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council expressing their support for the pay raises for the Mayor and the Members of the Municipal Council.

A motion to permit Eugene Bailus and Reverend Hubie Willie Simmons to be heard under "Hearings of Citizens" was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 6-HC-1.        MR. EUGENE BAILUS, 1006 BROAD STREET, NEWARK, NEW JERSEY.
- 6-HC-m.        REVEREND HUBIE WILLIE SIMMONS, 393 IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council representing the welfare workers of Essex County. They said that they are on strike and are endorsing a motion that will be introduced by Councilwoman Villani that around the clock negotiations be made to end the strike. They noted 8 out of the 9 operating locations are in the City of Newark and essential services are being deprived for Newark citizens and the county.

Councilwoman Villani said that she represents the Municipal Council as a Member of the Local Assistance Board and is very concerned since 8 of the 9 field offices are in Newark which means that a large percentage are Newark residents and primarily they are handicapped, blind, aged and underprivileged children and of course these recipients are totally dependent on welfare essential services and that is why she is urging that all sides sit together and negotiate around the clock. That is why she has contacted Mr. Shapiro, Pearl Peatty and Mr. Bailus because this is an intolerable situation.

President Harris said that he is certain the Council will unanimously support Councilwoman Villani's motion and they recognize that one-third of the total county welfare population resides in the City. He indicated that they have a new Director of County Social Services, a Newarker, Rebecca Andrade and under her stewardship is the Welfare Department of Essex County. Out of the 9 Freeholders, he believes two of them reside in the City of East Orange, one from Newark and one from Orange. He is talking about the minority members of the Freeholders. It would seem to him, he is not sure, what sort of action their Committee has pursued to try to pressure the County Executive, about solving this problem. Certainly we know the Board of Freeholders can persuade the

County Executive to sit down with the local organization representing the Essex County Welfare Workers and this problem needs resolving. They do not know how much chaos is going to develop because of this strike. They want to see it resolved. He can assure them that they will support the Motion and will go beyond that. They will talk to individual Freeholder Members and the County Executive to see if they can come to some solution.

(See Motion 7-M-b in the minutes of this meeting)

A motion to permit John Soures to be heard under "Hearings of Citizens" was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-m.

MR. JOHN SOURES, PRESIDENT OF THE FEDERATION OF EMPLOYEES UNION, 605 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council indicating he was before the Council two weeks ago to discuss with them a matter before the Council (Resolution 7-R-bg). He spoke to Mr. Henningburg who brought to his attention that the resolution before the Council resolving the problem with R. T. Urban Renewal Investors is not the resolution that the Review Council came up with a settlement. That resolution that is before the Council was drawn up before the Review Council had ever sat down to meet. It was signed. Mr. Henningburg requested him to suggest to the Council that the Justice Department come in to investigate the matter between the Essex County Building Trade Council and Local 24 on the Public Service site. They did not have a meeting to discuss the matter in the transcript at all. A meeting was supposed to be scheduled for the Review Council to meet a while ago but that meeting is scheduled for tomorrow. The speaker requested the Council to move on with the resolution and requested that the United States Justice Department come in and investigate the Public Service site where they were arrested and two minority contractors are being deprived of their rights.

Councilman Tucker replied he talked with Mr. Henningburg this evening. In regard to the settlement that is currently in the resolution, the difference between what was decided by the Review Council and what is embodied within the resolution is that it was recommended by the Review Council that the trainees be paid retroactively. The portion that is not in the resolution is that clause. In fact the trainees are working now but the resolution does not take into consideration the retroactive factor. When he talked to Mr. Wheeler, he indicated he would attempt to negotiate the retroactive pay

September 19, 1979

of the trainees but the difference is the trainees are working now and a non-settlement of that resolution would mean in effect they would go back to court and the trainees would stop. Based on the conversation he had with Mr. Henningburg, he will personally get involved to get the retroactive pay for the trainees. That is the only portion that is not in resolution. The other part is the 1 to 5 ratio, one trainee for every apprentice and also a journeyman. That has and will be maintained. He indicated that with respect to retroactive pay, what he is hoping to do is meet directly with Mr. Wheeler and also Matichen to negotiate that settlement. In regard to the Justice Department, he is hopeful that directly under Motions, we not necessarily call for the Justice Department but ask that the National Civil Rights Division and National Labor Relations Board become directly involved and investigate that discrimination in regard to the contract because that is the issue we are faced with now.

(See Motion 7-M-e, in the minutes of this meeting)

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE FOR PERIOD AUGUST 1, 1979 TO SEPTEMBER 19, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE, INC., 904 ELLIS PARKWAY, EDISON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PERIOD SEPTEMBER 20, 1979 TO JULY 31, 1980, TO PROVIDE MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE FOR VARIOUS BUILDINGS IN THE CITY, FOR SUM NOT TO EXCEED \$274,764. (605 BROAD STREET-\$84,036.; 786 BROAD STREET-\$69,924.; 11 HILL STREET-\$81,540.; 11-15 CLINTON STREET-\$39,264.), IN ACCORDANCE WITH BID SPECIFICATIONS; \$137,382. ENCUMBERED IN DIVISION OF OFFICE OF REAL PROPERTY TO COVER PERIOD UP TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution failed of adoption September 5, 1979)

Councilman Tucker said there was a request made of Corporation Counsel Perillo, based on allegations raised that Porterhouse Cleaning & Maintenance is already being paid prior to the Council acting on this resolution. If he remembers correctly, he asked Corporation Counsel Perillo directly to inform the Council whether or not Porterhouse was in receipt of funds from the City even though the resolution had not been voted on and he believes prior to entertaining this we should know whether or not that is the case because if that is the case, then what is the sense of Council voting on this resolution.

The City Clerk was questioned whether information requested from the Corporation Counsel has been received and he replied in the negative.

A motion to reject this resolution was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Tucker said that it has been reported to the Council that the contractor is being paid. The question is that the Corporation Counsel was supposed to check this information out so at least we get something official. If we in turn reject this, then Administration, more than likely, probably by the next Council meeting will resubmit it. He thinks we should maintain control until the matter is resolved. He felt this resolution should be tabled.

Councilman Carrino withdrew his motion to reject.

Councilman Martinez withdrew his second to the motion.

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Carrino said instead of getting a communication from Corporation Counsel Perillo, he would suggest that we invite Purchasing Agent Lucarelli and Business Administrator Hill and whoever is handling this to meet with the Council at their special conference September 25, 1979 to report what the status is as far as payment is concerned, if they are getting paid and where the money is coming from.

7-R-b. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTIES LOCATED AT 71-83 HILLSIDE AVENUE, BLOCK 2675, LOTS 20, 21, 22, 23, 24 AND 25, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration for further discussions with the Real Estate Board to determine if leasing of these properties would be in the better interest of the City rather than the proposed sale was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

7-R-c.

RESOLUTION RATIFYING EXISTENCE OF CONTRACT WITH NEWARK RECYCLING, INC. FOR PROVISION OF RECYCLING SERVICES AND REHABILITATION AND COUNSELLING FOR EX-OFFENDERS FOR PERIOD MAY 1, 1979 TO SEPTEMBER 19, 1979 (RESOLUTION 7-R-b, JULY 11, 1979) AND AUTHORIZING MAYOR AND DIRECTOR OF CRIMINAL JUSTICE PLANNING TO EXECUTE ATTACHED CONTRACT FOR PERIOD SEPTEMBER 20, 1979 TO APRIL 30, 1980; CONTRACT AMOUNT \$126,666. FOR 12 MONTH PERIOD. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-d.

RESOLUTION ACCEPTING BID OF NEW COMMUNITY CORPORATION FOR THE PURCHASE OF THIRTY-SIX (36) CITY-OWNED PROPERTIES DESCRIBED ON ANNEXED EXHIBIT "A".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH D & K CONSTRUCTION COMPANY, 111-119 SUSSEX AVENUE, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT 79-23R, ALTERNATES ONE AND THREE FOR \$5,200. (INTERIOR RENOVATIONS FOR THE NEWARK COMPREHENSIVE CRIME PREVENTION PROGRAM AT 57 GREEN STREET, THIRD FLOOR) FUNDS PROVIDED FOR BY LAW ENFORCEMENT ASSISTANCE ADMINISTRATION (60-57-32-260)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

7-R-f.      RESOLUTION APPROVING EXPENDITURES OF 1979 URBAN AID ALLOCATION FROM STATE OF NEW JERSEY IN ACCORDANCE WITH P.L. 1976, CHAPTER 13, FOR THE MAINTENANCE OF EXISTING MUNICIPAL SERVICES. (\$11,152,639.48) (DEPARTMENT OF POLICE, DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION AND DEPARTMENT OF FIRE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF FINANCE, REVENUE COLLECTION, OTHER SALARIES AND WAGES, TOTAL SALARIES AND WAGES TO DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY, OTHER SALARIES AND WAGES, OVERTIME AND TOTAL SALARIES AND WAGES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-h.      EMERGENCY RESOLUTION APPROPRIATING \$30,000., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, MISCELLANEOUS, BUREAU OF DOG CONTROL; DOG CONTROL TRUST FUND HAS BEEN DEPLETED; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1980 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.      RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT TO AMEND THE BUDGET ACCORDING TO THE TERMS OF ATTACHED BUDGET REVISION REQUEST FUNDS NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY, AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 19, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT - SIXTH YEAR, \$79,500.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.      RESOLUTION DESIGNATING PACIFIC STREET AS A THROUGH STREET, BETWEEN ELM STREET AND EAST KINNEY STREET; BETWEEN EAST KINNEY STREET AND CHESTNUT STREET; BETWEEN CHESTNUT STREET AND SOUTH STREET AND INSTALLING STOP SIGNS ON NEAR RIGHT SIDE OF EACH STREET INTERSECTING THROUGH STREET; PURSUANT TO SECTION 39:4-140, OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY; FURTHER RESCINDING RESOLUTION 7-R-i, DECEMBER 20, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.      RESOLUTION DESIGNATING INTERSECTION OF BRUEN STREET AND GREEN STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON BRUEN STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL OUTSTANDING TAXES AGAINST PREMISES 607-609 DOREMUS AVENUE, BLOCK 5052, LOT 1, FOR YEARS 1977, 1978 AND 1979; 674-678 WILSON AVENUE, BLOCK 5052, LOT 2, FOR YEARS 1977, 1978 AND 1979; 652-672 WILSON AVENUE, BLOCK 5052, LOT 60, FOR YEARS 1977, 1978 AND 1979; OWNED BY PASSAIC VALLEY SEWERAGE COMMISSIONERS; ASSESSED IN ERROR, EXEMPT PROPERTY UNDER 54:4-3.4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION DESIGNATING EIGHT (8) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, FIDELITY UNION TRUST COMPANY-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY-FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, VILLAGE OF NEW JERSEY BANK-SOUTH ORANGE AND UNITED STATES SAVINGS BANK-NEWARK).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Johnson.

7-R-o.

RESOLUTION AMENDING RESOLUTION 7-R-bp, JUNE 20, 1979, CONTRACT WITH A & A CLEANING CONTRACTORS, INC., 344 SOUTH JEFFERSON STREET, ORANGE, NEW JERSEY, TO PROVIDE JANITORIAL SERVICES FOR POLICE PRECINCTS AND VARIOUS AGENCIES; TOTALLING \$147,000. ENCUMBERED IN 1979 BUDGET OF DIVISION OF PUBLIC PROPERTY; BY CHANGING TOTAL AMOUNT TO \$87,750. ENCUMBERED IN 1979 OPERATING BUDGET OF DIVISION OF PUBLIC PROPERTY; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,

September 19, 1979

President Harris.

No: Councilman Martinez.

7-R-p. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A" TOTALLING \$626,450., BEING THE HIGHEST BIDS. (DOG DAYS SALE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO DANIEL W. BLUE, JR., EXECUTIVE DIRECTOR, HUMAN RIGHTS COMMISSION, OFFICE OF THE MAYOR AND AGENCIES, FOR PERIOD BEGINNING SEPTEMBER 20, 1979 AND ENDING MARCH 20, 1980. (SPECIAL ASSISTANT TO THE MAYOR - FIRST LEAVE BEGAN MARCH 20, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

7-R-r. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE TO OFFICE OF THE MAYOR AND AGENCIES, MAYOR'S OFFICE, MAYOR, OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, COUNCILMAN AND PRESIDENT OF THE COUNCIL; TO PROVIDE SALARY INCREASE FOR MAYOR, PRESIDENT OF COUNCIL AND COUNCILMAN (8) WHICH SHALL TAKE EFFECT AS OF AUGUST 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, James, Martinez.

September 19, 1979

7-R-s.        RESOLUTION APPOINTING GARY S. PRYSTAUK, SPECIAL POLICEMAN FOR YEAR ENDING  
DECEMBER 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.        RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO SUBMIT GRANT APPLICATION TO  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; FURTHER AUTHORIZING MAYOR OF CITY OF  
NEWARK TO ACCEPT GRANT OFFER OF \$50,000. ON BEHALF OF CITY OF NEWARK; FOR PURPOSE OF  
CONTINUING AND EXPANDING NEWARK'S EXISTING CURB SIDE PAPER COLLECTION PROGRAM WHILE  
EXPLORING THE EXPANSION OF THE PROGRAM TO ACCOMPLISH THE COLLECTION OF MULTI-MATERIALS  
THROUGH IT'S EXISTING CONTRACT (CONTRACT #77-32) WITH NEWARK RECYCLING, INCORPORATED;  
FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO FILE ALL NECESSARY FORMS AND PERTINENT  
INFORMATION REQUESTED FOR PROPER ADMINISTRATION OF SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.        RESOLUTION RATIFYING MAYOR'S SUBMISSION OF GRANT APPLICATION TO NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING MAYOR OF CITY OF NEWARK TO  
ACCEPT GRANT OFFER ON BEHALF OF CITY OF NEWARK; FOR PURPOSE OF CONTINUING AND EXPANDING  
NEWARK'S PROGRAM TO ACCOMPLISH THE CLEARING OF VACANT LOTS AND PREPARATION OF THE SAME  
INTO URBAN GARDENS IN CONJUNCTION WITH INTERESTED COMMUNITY ORGANIZATIONS AND THE URBAN  
GARDENS PROGRAM OF THE RUTGER'S AGRICULTURAL EXTENSION SERVICE; FURTHER AUTHORIZING  
DIRECTOR OF ENGINEERING TO FILE ALL NECESSARY FORMS AND PERTINENT INFORMATION REQUESTED  
FOR PROPER ADMINISTRATION OF SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

7-R-v.

RESOLUTION RATIFYING CONTRACTS WITH VENDCO VENDING, MASS FEEDING CORPORATION AND INSTITUTIONAL AND INDUSTRIAL FOOD SERVICE, INC., FOR PERIOD JULY 9, 1979 TO SEPTEMBER 19, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACTS WITH VENDCO VENDING-\$546,954.40; MASS FEEDING CORPORATION-\$88,198.; INSTITUTIONAL AND INDUSTRIAL FOOD SERVICE, INC.-\$89,500.; LOWEST RESPONSIBLE BIDDERS, FOR PROVISION OF MEALS FOR THE SPECIAL SUMMER FOOD SERVICE PROGRAM FOR CHILDREN (SuNuP), IN ACCORDANCE WITH BIDS AND SPECIFICATIONS, FOR PERIOD SEPTEMBER 20, 1979 TO SEPTEMBER 30, 1979; AMOUNTS PAYABLE UNDER AFORESAID CONTRACTS SHALL BE DERIVED FROM GRANT RECEIVED FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION RATIFYING AND AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACT WITH OLYMPIC TRAILS BUS COMPANY, INC., 50 SOUTH 20TH STREET, NEWARK NEW JERSEY, TO PROVIDE TWO 49-PASSENGER BUSES TO TRAVEL TO RICHMOND, VIRGINIA AND BACK TO NEWARK; FOR \$3,000., ONLY RESPONSIBLE BIDDER, FOR PURPOSE OF ALLOWING NEWARK YOUTHS TO PARTICIPATE IN UNITED STATES YOUTH GAMES - 1979; FUNDS ENCUMBERED IN 1979 OPERATING BUDGET OF DEPARTMENT OF RECREATION AND PARKS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Johnson.

7-R-x.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED SUMMER NUTRITION PROGRAM FOR AMOUNT NOT TO EXCEED \$3,299.; COST SHALL BE PAID FROM AUDIT LINE OF DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker desired the record to indicate that neither he nor any member of his family is connected with this firm.

7-R-y.

RESOLUTION AUTHORIZING PERSONNEL OFFICER TO ENTER INTO CONTRACT WITH REED, ROBERTS-C.B. WILLY, INC., 66 GLEN ROCK AVENUE, GLEN ROCK, NEW JERSEY, TO PROVIDE AN ANALYSIS AND MAKE RECOMMENDATIONS IN REGARD TO CURRENT HEALTH BENEFITS PROGRAM FOR CITY OF NEWARK EMPLOYEES TO ASSURE THAT MAXIMUM BENEFITS TO ITS EMPLOYEES ARE DERIVED FROM MONEY EXPENDED BY CITY, FOR SUM OF \$7,500. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Grant.

7-R-z.

RESOLUTION AUTHORIZING POLICE DIRECTOR TO EXECUTE CONTRACT WITH NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF THE STATE POLICE DIVISION OF SYSTEMS AND COMMUNICATIONS, COMMENCING NOVEMBER 1, 1979 AND SHALL CONTINUE UNTIL POLICE DEPARTMENT OR NJCJIS, BY MUTUAL ACTION OR INDIVIDUAL INITIATIVE TERMINATE THE AGREEMENT OR UNTIL OCTOBER 31, 1980, WHICHEVER OCCURS FIRST; TO PROVIDE STATE-WIDE CRIMINAL HISTORY RECORD INFORMATION, OTHER CRIMINAL JUSTICE INFORMATION AND MOTOR VEHICLE OWNERSHIP/ DRIVERS LICENSE INFORMATION; NCCJIS AGREES TO PAY COST OF TELEPHONE LINE SERVICE TO TRENTON FROM NEWARK; NEWARK POLICE DEPARTMENT AGREES TO PROVIDE FROM OPERATING BUDGET COSTS, A PRINTER, TERMINAL AND MODEM COMPATIBLE WITH THE NJCJIS COMPUTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

September 19, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION RATIFYING CONTRACT WITH JOSEPH P. LAURELLI, M.D., FOR PERIOD JULY 28, 1979 TO SEPTEMBER 19, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JOSEPH P. LAURELLI, M.D., FOR DELIVERY OF MEDICAL SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECT, FOR PERIOD SEPTEMBER 20, 1979 TO JULY 1, 1980; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$13,339.40. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that no services be performed until certification of funds has been received was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

7-R-bb. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO CONTRACT WITH CROSSROADS HEALTH PLAN (CHP) TO EFFECT THE CITY'S PARTICIPATION AS A PRIMARY PROVIDER TO CHP MEMBERS THROUGH THE DAYTON COMMUNITY HEALTH CENTER, 121 LUDLOW STREET, NEWARK AND ITS MEMBER PHYSICIANS, IN ACCORDANCE WITH TERMS AND PROVISIONS OF AFORESAID CONTRACT AND TERMS OF PROVISIONS OF AGREEMENT BETWEEN CHP AND ESSEX COUNTY HEALTH ORGANIZATION (ECHO) FOR A PERIOD OF ONE (1) YEAR, FROM EXECUTION OF SAID CONTRACT; AMOUNT OF AFORESAID CONTRACT SHALL BE BASED ON FEES CHARGED AND COLLECTED FOR PROFESSIONAL SERVICES RENDERED BY MEMBER PHYSICIANS OF DAYTON COMMUNITY HEALTH CENTER, IN ACCORDANCE WITH AND SUBJECT TO FEE SCHEDULES AND COMPENSATION AGREEMENTS ESTABLISHED BY ESSEX COUNTY HEALTH ORGANIZATION, INCLUDING RISK POOL ARRANGEMENTS AS STATED IN PARAGRAPH 3 OF SAID AGREEMENT; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AMENDING RESOLUTION 7-R-bv, JUNE 6, 1979, CONTRACT WITH FRIENDS OF CLINTON HILL, INC. FOR BESSIE SMITH HEALTH CENTER, FOR PERIOD APRIL 16, 1979 TO

APRIL 15, 1980, IN SUM OF \$99,990., BY CHANGING AMOUNT TO \$99,000., AND AMENDING PART VI, SCOPE OF SERVICES, "MEDICAL SERVICES" AND DENTAL SERVICES"; AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION FOR CONTINUED FUNDING FOR THE WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM FOR PERIOD OCTOBER 1, 1979 TO SEPTEMBER 30, 1980; TOTAL ESTIMATED BUDGET IS \$583,202.; NEW JERSEY STATE DEPARTMENT OF HEALTH-\$304,920., CETA (IN-KIND PERSONNEL)-\$170,734., NORTH JERSEY COMMUNITY UNION (IN-KIND PERSONNEL)-\$2,148., CITY OF NEWARK (IN-KIND PERSONNEL)-\$105,400.); DOES NOT PROVIDE FOR IN-KIND SERVICES TO SUPPORT THE PROGRAM'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS IN AMOUNT OF \$100,000. TO DEFRAY COSTS OF IMPLEMENTING A WORKABLE RELOCATION ASSISTANCE PROGRAM FOR PERIOD JULY 1, 1979 TO JUNE 30, 1980; MATCHING FUNDS IN AMOUNT OF \$100,000. ARE REQUIRED BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT AND DEPOSIT CHECK FROM

September 19, 1979

HARTFORD ACCIDENT AND INDEMNITY COMPANY, MADE PAYABLE TO CITY OF NEWARK IN AMOUNT OF \$31,000.; CITY OF NEWARK INSTITUTED SUIT AGAINST HARTFORD ACCIDENT AND INDEMNITY COMPANY IN SUPERIOR COURT OF NEW JERSEY, ALLEGING THAT HARTFORD ACCIDENT AND INDEMNITY COMPANY HAD USED APPLIEDLOSS DEVELOPMENT FACTORS AND TREND FACTORS IN CALCULATION OF EXPERIENCE MODIFICATION AS USED IN FORMULATION OF PREMIUM ON THIS POLICY; CITY CONTENDED THAT THESE ACTIONS VIOLATED THE REGULATIONS OF NEW JERSEY STATE DEPARTMENT OF INSURANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION BETWEEN THE CITY OF NEWARK AND THE MAYOR OF THE CITY OF NEWARK AND R.T. URBAN RENEWAL INVESTORS AND UNIVERSAL SHEET METAL CORPORATION; FURTHER AUTHORIZING CORPORATION COUNSEL TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECT THE SETTLEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution returned to Administration, per their request, August 8, 1979)

Councilman Tucker requested the City Clerk to communicate with Mr. Harry Wheeler Chairman, Newark Affirmative Action Review Council requesting him to continue to negotiate with R. T. Urban Renewal Investors and Universal Sheet Metal regarding the retroactive pay for the trainees in this litigation.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AMENDING RESOLUTION 7-R-bz, DECEMBER 20, 1978, CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD SEPTEMBER 30, 1978 TO SEPTEMBER 29, 1979, A BLOOD PRESSURE SCREENING PROGRAM FOR NEWARK RESIDENTS IN LOW INCOME HOUSING, BY EXTENDING TERMINATION DATE TO DECEMBER 31, 1979; DOES NOT REQUIRE ADDITIONAL EXPENDITURE OF FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)



September 19, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b1. RESOLUTION ASSIGNING BENEFITS AND BURDENS OF FINANCIAL (TAX ABATEMENT AGREEMENT) FROM M.C. URBAN RENEWAL CORPORATION TO 319 WILSON AVENUE URBAN RENEWAL ASSOCIATION, A PARTNERSHIP FOR PROJECT AT PREMISES 319-335 WILSON AVENUE; FURTHER AUTHORIZING THE MAYOR ON BEHALF OF CITY OF NEWARK TO EXECUTE "AGREEMENT REGARDING ASSIGNMENT AND ASSUMPTION OF TAX ABATEMENT AGREEMENT" (RESOLUTION 7-R-u, MARCH 5, 1969)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b1. RESOLUTION APPROVING APPLICATION AND PLAN OF NEW COMMUNITY GARDENS CORPORATION, NON-PROFIT CORPORATION OF NEW JERSEY, FOR CONSTRUCTION OF A HOUSING PROJECT WHICH WILL BE FOR CITIZENS OF LOW AND MODERATE INCOME ON SITE DESCRIBED AS FOLLOWS: 1-39 BEDFORD STREET, A/K/A 14-38 14TH AVENUE, A/K/A 204-244 BRUCE STREET, A/K/A 294-312 15TH AVENUE (BEING ALL OF BLOCK 248 ON THE TAX MAP) AND BED OF PROSPECT PLACE TO BE VACATED; ALSO 249-269 MORRIS AVENUE, 204-218 SOUTH ORANGE AVENUE AND 174-190 HUNTERDON STREET (BEING LOTS 1, 8, PART OF LOT 11 AND LOTS 42 TO 46 AND 50 AND 53 IN BLOCK 243); GRANTING EXEMPTION FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:15J-30 AND N.J.S.A. 55:15-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF THE PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY N.J.H.F.A. TO FINANCE TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH THE PROVISIONS OF THE PROJECT AND IN ACCORDANCE WITH THE PROVISIONS OF THE FINANCIAL (TAX ABATEMENT) AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

7-R-bk.

RESOLUTION APPROVING APPROVING APPLICATION AND PLAN OF HAWTHORNE REHABILITATION ASSOCIATION, A NEW JERSEY LIMITED PARTNERSHIP, TO REHABILITATE APARTMENT HOUSES AT 293-303 HAWTHORNE AVENUE AND CONSTRUCTION OF AS PARKING AREA AT 285-287 HAWTHORNE AVENUE IN CONNECTION THEREWITH FOR THE USE OF THE PROJECT'S TENANTS (IF SUBSEQUENTLY ACQUIRED); MORE PARTICULARLY DESCRIBED AS 293-303 HAWTHORNE AVENUE (BLOCK 3028, LOT 22); 283-285 HAWTHORNE AVENUE (BLOCK 3028, LOT 17); CONTINGENT UPON APPLICANT ACQUIRING TITLE TO SAID PREMISES; GRANTING EXEMPTION FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18 FOR PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF THE PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY HUD, TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH PROVISIONS OF TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE SYNFAK URBAN RENEWAL CORPORATION, UDAG GRANT NO. B-78-AA-34-0118.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION GRANTING FIREWORKS DISPLAY PERMIT TO ST. GERARD CELEBRATION COMMITTEE, ST. LUCY'S CHURCH, OF THE CITY OF NEWARK FOR FIREWORKS DISPLAY ON OCTOBER 12, 13, 14, 15, 16, 1979 THROUGH THE ROUTE OF PROCESSION AND APPROVING INDEMNITY BOND THEREFOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

September 19, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.      RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR ALLING STREET URBAN RENEWAL CORPORATION, UDAG CONTRACT NO. B-79-AA-34-0126.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.      RESOLUTION REJECTING BIDS RECEIVED JUNE 26, 1979, JULY 11, 1979 AND JULY 25, 1979 SINCE BIDS RECEIVED EXCEEDED THE FUNDS AVAILABLE FOR SAID PROJECT; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH ALL AMERICAN CONSTRUCTION INC., 39 FERRY STREET, NEWARK, FOR TOTAL OF \$126,499.80 CONSISTENT WITH THE UNIT PRICES, CONTAINED WITH NEGOTIATED PROPOSAL; CONTRACT NO. 79-18 REPAVING OF VARIOUS CITY STREETS: FUNDS PROVIDED FOR BY MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.      RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 231-233 AND 241-243 HIGH STREET, BLOCK 2857, LOTS 1 AND 5, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.  
(CHARLES W. GEYER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

7-R-bq.

RESOLUTION RESCINDING RESOLUTION 7-R-cv, AUGUST 8, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NON-HOSPITAL DETOXIFICATION CENTER, PROJECT #3463, SUB-GRANT #A-C-72-78, \$52,777., ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, SUM OF \$2,777. REPRESENTING THE AMOUNT REQUIRED FOR THE MUNICIPALITIES SHARE OF THE AFOREMENTIONED UNDERTAKING WILL BE PROVIDED BY THE BUDGET OF THE YEAR 1979 UNDER THE CAPTION OF DEPARTMENT OF HEALTH AND WELFARE, DIRECTOR'S OFFICE, SERVICE BY CONTRACT OR AGREEMENT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AMENDING RESOLUTION 7-R-t, MAY 16, 1979, CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY, BY AMENDING PARAGRAPH 1 TO READ "RATIFYING CONTRACT WITH STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD DECEMBER 1, 1978 TO SEPTEMBER 19, 1979; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR FULL PERIOD OF SEPTEMBER 20, 1979 TO NOVEMBER 30, 1979 FOR PURPOSE OF IMPLEMENTING THE "NON-HOSPITAL DETOXIFICATION PROJECT"; AMENDING PARAGRAPH 2, SOURCE OF FUNDING SLEPA-\$50,000., STATE BUY IN-\$2,777., LOCAL CASH-\$2,777., LOCAL CASH MATCH WILL BE PROVIDED BY AN EMERGENCY RESOLUTION (RESOLUTION 7-R-bs, SEPTEMBER 19, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

EMERGENCY RESOLUTION APPROPRIATING \$2,777., UNCLASSIFIED OPERATIONS, ALCOHOLISM PROGRAM; TO PROVIDE FUNDS FOR CASH MATCH FOR NON-HOSPITAL ALCOHOLISM DETOXIFICATION PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1980 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

September 19, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NON-HOSPITAL DETOXIFICATION CENTER, PROJECT #3463, SUB-GRANT #A-C-2-72-78, \$52,777.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY; SUM OF \$2,777. REPRESENTING AMOUNT REQUIRED FOR THE MUNICIPALITIES SHARE OF SAID PROJECT WILL BE PROVIDED BY CITY OF NEWARK BY EMERGENCY RESOLUTION 7-R-bs, SEPTEMBER 19, 1979 UNDER CAPTION OF GENERAL APPROPRIATIONS, UNCLASSIFIED PURPOSES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM CITY CURRENT FUND, UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASES TO FIRE DEPARTMENT, SALARIES AND WAGES, DIRECTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

EMERGENCY RESOLUTION APPROPRIATING \$4,000., OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, MISCELLANEOUS, ELECTIONS, TO PROVIDE FUNDS TO ENABLE SAID OFFICE TO COMMENCE VALIDATION OF PETITIONS FOR REFERENDUM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1980 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 19, 1979

7-R-bw.      RESOLUTION APPROVING APPLICATION AND PLAN OF ROCK-NEWARK URBAN RENEWAL CORPORATION, FOR CONSTRUCTION OF A THREE-LEVEL, OPEN PARKING FACILITY FOR BOTH PUBLIC AND PRIVATE USE WITH A TWO STORY AUTOMOBILE MAINTENANCE SERVICE AND STORAGE BUILDING WITH NECESSARY OFFICES ON LAND IDENTIFIED ON OFFICIAL TAX MAP AS 841-869 MC CARTER HIGHWAY (BEING LOT 25, BLOCK 137); GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT PURSUANT TO THIS RESOLUTION OR EARLIER, AT THE END OF FIFTEEN (15) YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS THE CORPORATION AND ITS PROJECT ARE SUBJECT TO, AND COMPLY WITH, SAID FINANCIAL AGREEMENT AND SAID URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.      RESOLUTION AMENDING RESOLUTION 7-R-dn, FEBRUARY 7, 1979, CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, BY EXTENDING TERMINATION DATE TO OCTOBER 31, 1979 INSTEAD OF SEPTEMBER 30, 1979; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.      RESOLUTION APPOINTING RONALD FERRY, 212 HANSBURY AVENUE, NEWARK, NEW JERSEY SPECIAL POLICEMAN FOR YEAR ENDING DECEMBER 31, 1979.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### MOTIONS.

7-M-a.      A MOTION REQUESTING THE CITY CLERK TO INVITE ESSEX COUNTY FREEHOLDER ANGELO CIFELLI, ACTING ESSEX COUNTY DIRECTOR OF PARKS, RECREATION AND CULTURAL AFFAIRS DANIEL BOGAN OR HIS REPRESENTATIVE, ESSEX COUNTY POLICE DIRECTOR NIXON, NEWARK POLICE DIRECTOR

HUBERT WILLIAMS, AND OSBORNE FRAZIER, DIRECTOR OF SECURITY FOR THE NEWARK BOARD OF EDUCATION TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE, SEPTEMBER 25, 1979 TO DISCUSS THE PROBLEMS OF VANDALISM, ALCOHOL CONSUMPTION, MARIJUANA SMOKING AND LOITERING CAUSED BY YOUNG PEOPLE WHO USE THE COUNTY PARKS, was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION REQUESTING THE FORMATION OF A CHILD ABUSE PROTECTIVE SERVICE COUNCIL, THE PURPOSE OF WHICH SHALL BE: 1) TO ASSESS AND IDENTIFY PROTECTIVE, PREVENTIVE AND OTHER CHILD WELFARE SERVICES WHICH SHOULD BE INITIATED OR IMPROVED WITHIN THE CITY OF NEWARK; 2) TO FACILITATE COORDINATION, COMMUNICATION, AND COOPERATION BETWEEN THOSE AGENCIES AND ORGANIZATIONS WORKING WITHIN THE CITY OF NEWARK IN THE AREAS OF CHILD WELFARE AND PROTECTION; 3) TO PROMOTE THE ACQUISITION OF GRANTS FOR THE DEVELOPMENT OF CHILD ABUSE PREVENTIVE AND TREATMENT SERVICES; 4) TO DEVELOP AND ENACT PROGRESSIVE CHILD WELFARE LEGISLATION; 5) TO FOSTER THE PROTECTION AND GENERAL WELFARE OF NEWARK'S CHILDREN. THE MEMBERSHIP OF THE CHILD ABUSE PROTECTIVE SERVICE COORDINATION COUNCIL SHOULD INCLUDE BUT NOT BE LIMITED TO PARENTS, LAW ENFORCEMENT PERSONNEL, MINISTERS, EDUCATORS, BUSINESS AND COMMUNITY LEADERS, GOVERNMENT ADMINISTRATORS, SOCIAL WORKERS, ETC. IT SHOULD ALSO HAVE REPRESENTATION FROM THE DIVISION OF YOUTH AND FAMILY SERVICES AND AN ELECTED OFFICIAL FROM BOTH THE CITY AND COUNTY, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION URGING MANAGEMENT AND LABOR INVOLVED IN THE CURRENT LABOR DISPUTE OF THE ESSEX COUNTY WELFARE DIVISION TO MEET JOINTLY AND NEGOTIATE A FAIR AND EQUITABLE SETTLEMENT; FURTHER, REQUESTING THAT SINCE EIGHT OF THE NINE WELFARE CENTERS AND THE MAJORITY OF THE RECIPIENTS IN ESSEX COUNTY ARE IN NEWARK AND SINCE THIS STRIKE IS CAUSING UNTOLD HARDSHIP TO THE CHILDREN, AGED AND HANDICAPPED WHO ARE SO DEPENDENT ON THIS ASSISTANCE THAT THE MUNICIPAL COUNCIL ENCOURAGES AROUND THE CLOCK NEGOTIATIONS IN ORDER TO BRING THE LABOR DISPUTE TO A SPEEDY CONCLUSION AND PREVENT FURTHER SUFFERING AND HARDSHIP TO ALL CONCERNED, was made by Councilwoman Villani, seconded by Councilman

September 19, 1979

Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,

7-M-d.            A MOTION REQUESTING A STATUS REPORT ON THE FOLLOWING ITEMS: THE \$300,000. URBAN RECOVERY ACT FUNDING FOR THE SOUTH WARD BOYS' CLUB, THE URBAN RECOVERY ACT APPLICATION FOR THE YMCA AT HAWTHORNE AVENUE AND CLINTON PLACE, THE MPDO FUNDING FOR THE ST. PETER'S PARK EXPANSION PROGRAM AND THE MPDO FUNDS FOR BACKBOARDS AT THE NEW PLAYGROUND OF THE SOUTH WARD BOYS' CLUB, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.            A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE OFFICES OF THE NATIONAL LABOR RELATIONS BOARD, THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION AND THE U.S. COMMISSION ON CIVIL RIGHTS AND REQUEST THAT AN IMMEDIATE INVESTIGATION COMMENCE CONCERNING ALLEGED DISCRIMINATION AGAINST MINORITY CONTRACTORS IN THE CONSTRUCTION OF THE NEW HEADQUARTERS BUILDING FOR PUBLIC SERVICE ELECTRIC AND GAS COMPANY IN DOWNTOWN NEWARK, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### COMMUNICATIONS AND PETITIONS.

##### COMMUNICATIONS.

8-a.            The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 10, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET."

(Willow Street, Westbound, from Washington Street to University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 3, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:



September 19, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 11, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 11A, CHAPTER 1, SECTION 5 (a) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK PROVIDING FOR PENALTIES FOR VIOLATIONS OF R.O. 11A:1-1, ETC."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 3, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

The City Clerk read into the record the following:

TO: MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

On September 7, 1979, Dr. John F. Donato filed in my office on behalf of a Committee of Petitioners, 489 petitions containing signatures, requesting an initiative ordinance requiring the City of Newark to maintain at least 1,200 Police Officers available for actual duty at all times. In my behalf, the Commissioner of Registration and Superintendent of Elections forthwith began a check of the validity of the signatures on the petitions.

On August 23, 1979, Nicholas A. Caputo, County Clerk of the County of Essex certified to me that 51,553 is the total number of votes cast in the City of Newark at the General Election held on the 8th day of November, 1977 for Members of the General Assembly. Pursuant to the requirements of the statute, I have determined that 7,733 valid signatures are required to substantiate this petition.

At 3:51 P.M., September 19, 1979, I received a certification from Mr. Edward A. Downey, Commissioner of Registration and Superintendent of Elections, reading as follows:

"This is to certify that this office checked 9,240 signatures which were submitted on petitions to propose an ordinance to require the City of Newark to maintain at least 1,200 police officers available for actual duty at all times.

Of the 9,240 signatures, 5,310 signatures are qualified voters. There were 2,585 signatures which were not in the binders. The balance of the signatures were printed signatures, signatures which did not compare, out-of-city signatures, duplicate signatures and illegible signatures."

Pursuant to the statute, I hereby certify to the Municipal Council of the City of Newark that the petition filed with me is insufficient in that it does not contain the statutorily required number of signatures of qualified voters and further does not contain the affidavit of the circulator in the form required by law.

Pursuant to the statute, I will notify the members of the Committee of Petitioners of these findings.

September 19, 1979

PENDING BUSINESS ON THE CALENDAR.9-a.COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1979,

ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT TITLE 20 OF THE REVISED ORDINANCES  
OF THE CITY OF NEWARK, NEW JERSEY, (1966) TO ADD THERETO A PROVISION FOR THE APPOINTMENT  
OF A POLICE CHIEF.

(This ordinance allows the Mayor of Newark to appoint the Police Chief,  
 pursuant to Chapter 163, Law of 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mayor Gibson, Business Administrator Hill and Director of Police Williams  
 met with the Council September 11, 1979)

(For action on this item, see Ordinance 6-F-n, on pages 8 and 9 in the minutes  
 of this meeting)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued  
 from August 28, 1979 to September 11, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Holy Name Society, Sacred Heart Church of Vailsburg	8021
Blessed Sacrament High School	8022
St. Rocco Church	8026
St. James Roman Catholic Church	8028
Rosary Altar Society - Sacred Heart Church	8029

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
New Hope Baptist Church	8019
The David T. Wright Association	8020
Church of Our Lady of the Rosary	8023
Ladies Auxiliary of Club Espana	8024
St. Columba Parent Teachers Association	8025
Rosary Altar Society - Sacred Heart Church	8027

September 19, 1979

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

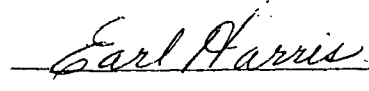
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned 11:00 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio

  
\_\_\_\_\_  
Earl Harris



7



8



Newark, New Jersey, September 25, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:35 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 20, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of a communication dated September 20, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, pursuant to R.O 2:15-1 (Rule IV), on Tuesday, September 25, 1979, at 3:00 P. M., or as soon thereafter as the Council can convene, to take action on an application for tax abatement and a financial agreement with Fairview Housing Associates.

#### RESOLUTIONS.

7-R-a.

RESOLUTION APPROVING APPLICATION AND PLAN OF FAIRVIEW HOMES ASSOCIATES, A LIMITED DIVIDEND LIMITED PARTNERSHIP, FOR CONSTRUCTION OF GARDEN APARTMENTS IN A 135 UNIT HOUSING PROJECT ON PREMISES 368-408 HUNTERDON STREET, ALSO KNOWN AS 284-304 EIGHTEENTH AVENUE, ALSO KNOWN AS 70-96 SEVENTEENTH AVENUE, LOT 1, BLOCK 2547 ON OFFICIAL TAX MAP, YEAR 1979; SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18 FOR PERIOD OF LESSER OF FORTY (40) YEARS FROM COMPLETION OF PROJECT OR TERM OF FIRST MORTGAGE TO BE PLACED UPON PROPERTY BY HUD, OR GUARANTEED BY HUD TO FINANCE CONSTRUCTION OR COMPLETION OF PROJECT AND IN ACCORDANCE WITH PROVISIONS OF TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

Sept. 25, 1979

September 25, 1979

The City Clerk stated the recommendation of the Tax Abatement Policy Review Committee is to reject this application.

Councilman Johnson, Chairman of the Tax Abatement Policy Review Committee, stated that based upon the material submitted to them concerning the tax abatement in question, the Tax Abatement Policy Review Committee, at this time, has denied the tax abatement. They will make a recommendation to the Council that the tax abatement be denied, at this time, based upon what they have scrutinized.

A motion to reject this resolution was made by Councilman Johnson, seconded by Councilman Carrino.

Councilman Johnson outlined, as stated in conference, some of the reasons for the tax abatement not being granted are: 1) They did not receive all the material necessary to fully make a decision on the abatement and they did not have maps so that they could see the type of construction they were giving an abatement to; 2) There was not any formal written statement that they would go along with the Council in line with the 25% minority set aside and in effect how this would be handled. This was requested in writing and not in anticipation that they would have trouble like Public Service and other properties because of the fact they did not receive a commitment at the time the tax abatement was given. These are the main reasons, at this point, because they could not scrutinize the materials that would be used in the construction due to the fact they did not have that material in the package.

Councilman Grant stated again in light of the seriousness of this project, he is wondering whether or not his colleague, Councilman Johnson, would be in favor of a deferment at this point as opposed to a rejection so that whatever the problems may be they can be worked out, if possible, and a meeting rescheduled to move in this direction. Councilman Grant respectfully asked his colleague to withdraw his rejection and defer action on this matter.

Councilman Johnson responded they are not saying that the application cannot be resubmitted. They are just saying that they have scrutinized it and at this point the recommendation is that it be denied. They are not saying that it cannot be resubmitted at a later date with the proper materials so that it can possibly be looked at again. Councilman Johnson was opposed to a deferment at this point.

Councilman Grant asked if it would be in order to request a two minute recess.

President Harris replied there are some questions that the Corporation Counsel raised in the past in terms of the Sunshine Law.

Corporation Counsel Perillo replied if the question is whether the Council can

Newark, New Jersey, September 28, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:35 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 26, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of a communication dated September 26, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, pursuant to R.O. 2:15-1 (Rule IV), on Friday, September 28, 1979, at 1:00 P. M., or as soon thereafter as the Council can convene, to take action on an application for tax abatement and a financial agreement with Fairview Homes Associates.

#### RESOLUTIONS.

7-R-a.

RESOLUTION APPROVING APPLICATION AND PLAN OF FAIRVIEW HOMES ASSOCIATES, A LIMITED DIVIDEND LIMITED PARTNERSHIP, FOR CONSTRUCTION OF GARDEN APARTMENTS IN A 135 UNIT HOUSING PROJECT ON PREMISES 368-408 HUNTERDON STREET, ALSO KNOWN AS 284-304 EIGHTEENTH AVENUE, ALSO KNOWN AS 70-96 SEVENTEENTH AVENUE, LOT 1, BLOCK 2547 ON OFFICIAL TAX MAP, YEAR 1979; SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18 FOR PERIOD OF LESSER OF FORTY (40) YEARS FROM COMPLETION OF PROJECT OR TERM OF FIRST MORTGAGE TO BE PLACED UPON PROPERTY BY HUD, OR GUARANTEED BY HUD TO FINANCE CONSTRUCTION OR COMPLETION OF PROJECT AND IN ACCORDANCE WITH PROVISIONS OF TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 28, 1979

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

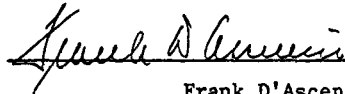
ADJOURNMENT.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

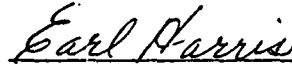
This meeting adjourned at 2:40 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, October 3, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John Martin, Blessed Sacrament Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Grant arrived 1:11 P. M.)

(Councilman Johnson arrived 1:15 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 25, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal application to the Office of the City Clerk)

(Councilman Grant arrived 1:11 P. M.)

4-a. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF AUGUST, 1979.

A motion to approve the Report of Contracts Awarded was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF CITY OF NEWARK INVESTMENT ACTIVITY, FOR PERIOD APRIL 1, 1979 TO JUNE 30, 1979, SUBMITTED BY FINANCE DIRECTOR JONES.

Oct. 3, 1979

October 3, 1979

(Copy submitted to each Member of the Council)

The City Clerk read the following Schedule of Investments for the period  
April 1, 1979 to June 30, 1979, submitted by Finance Director Jones:

CITY OF NEWARK TREASURY DIVISION SHEET #1				INVESTMENT ACTIVITY REPORT 4-1-79 thru 6-30-79				
FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFECHECKIN
CURRENT	REFURCHASE	4/2/79	4/4/79	9.75%	7,500,000.00	7,500,000.00 U.S. BILLS 4/19/79	FIRST NATIONAL STATE BANK 550 Broad St NEWARK, N.J.	SAME
		4/3/79	4/4/79	9.75%	1,500,000.00	1,650,000.00 U.S. BONDS 3.5%, 11/15/80	FIRST NATIONAL STATE BANK	SAME
		4/4/79	4/9/79	9.75%	8,000,000.00	1,000,000.00 F.N.M.A. 7.25% 7/10/85 7,000,000.00 U.S. BILLS 4/19/79	FIRST NATIONAL STATE BANK	SAME
		4/6/79	4/9/79	9.75%	1,500,000.00	1,725,000.00 U.B. BONDS 7.625%, 2/15/2007	FIRST NATIONAL STATE BANK	SAME
		4/9/79	4/16/79	9.75%	11,000,000.00	700,000.00 U.S. NOTES, 8.5%, 9/30/79 10,400,000.00 U.S. BILLS 4/19/79	FIRST NATIONAL STATE BANK	SAME
		4/10/79	4/12/79	9.75%	750,000.00	150,000.00 U.S. BILLS 4/11/79 600,000.00 U.S. NOTES, 5.875% 12/31/80	FIRST NATIONAL STATE BANK	SAME
		4/11/79	4/23/79	9.75%	7,000,000.00	3,250,000.00 F.H.L.B. 7.3% 8/25/80 2,050,000.00 U.S. NOTES 5.875%, 4/30/79	FIRST NATIONAL STATE BANK	SAME

October 3, 1979

(CONT OF SHEET 1)

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFECKEEPER
		4/12/79	4/16/79	9.75%	1,000,000.00	2,000,000.00 P.C.B. 8.05% 3/1/83	FIRST NATIONAL STATE BANK	SAME
		4/16/79	4/18/79	9.85%	9,650,000.00	1,000,000.00 U.S. BILLS, 4/19/79	FIRST NATIONAL STATE BANK	SAME
		4/19/79	4/23/79	9.75%	500,000.00	9,700,000.00 U.S. BILLS 4/26/79	FIRST NATIONAL STATE BANK	SAME
		4/23/79	4/24/79	9.75%	1,700,000.00	510,000.00 U.S. NOTES 5.875%, 4/30/79	FIRST NATIONAL STATE BANK	SAME
		4/23/79	5/2/79	9.75%	5,000,000.00	1,750,000.00 U.S. NOTES, 8.5% 9/30/79	FIRST NATIONAL STATE BANK	SAME
		5/2/79	5/3/79	9.875%	3,000,000.00	5,500,000.00 U.S. BONDS, 7.875%, 11/15/2007	FIRST NATIONAL STATE BANK	SAME
		5/3/79	5/7/79	9.875%	4,500,000.00	1,797,000.00 G.N.M.A. 8.5% 1/15/2006	FIRST NATIONAL STATE BANK	SAME
		5/4/79	5/16/79	9.875%	4,000,000.00	1,366,000.00 G.N.M.A. 8.0% 10/15/2006	FIRST NATIONAL STATE BANK	SAME
		5/4/79	5/16/79	9.875%	4,000,000.00	4,000,000.00 G.N.M.A. 9% 12/15/2004	FIRST NATIONAL STATE BANK	SAME
		5/4/79	5/16/79	9.875%	4,000,000.00	1,125,000.00 G.N.M.A. 8% 11/15/2006	FIRST NATIONAL STATE BANK	SAME

October 3, 1979

(CONT'D OF SHEET 1)

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEGEKEEPER
CURRENT	REPURCHASE	5/7/79	5/14/79	9.875%	5,000,000.00	1,035,000.00 G.N.M.A. 8% 10/15/2006 1,195,000.00 G.N.M.A. 8.5% 1/15/2006 2,375,000.00 U.S. BILLS 5/31/79 2,795,000.00 U.S. NOTES 7.25% 12/31/81	FIRST NATIONAL STATE BANK	SAME
		5/9/79	5/20/79	9.875%	1,800,000.00	265,000.00 G.N.M.A. 9% 11/15/2005 1,117,000.00 G.N.M.A. 8.5% 10/15/2005	FIRST NATIONAL STATE BANK	SAME
		5/10/79	5/14/79	9.90%	1,800,000.00	1,800,000.00 G.N.M.A. 9% 12/15/2004	FIRST NATIONAL STATE BANK	SAME
		5/11/79	5/14/79	9.90%	800,000.00	1,800,000.00 U.S. NOTES 8.5% 9/30/79	FIRST NATIONAL STATE BANK	SAME
		5/14/79	5/15/79	9.875%	6,000,000.00	800,000.00 G.N.M.A. 8% 8/15/2006	FIRST NATIONAL STATE BANK	SAME
		5/15/79	5/16/79	9.875%	2,000,000.00	6,000,000.00 U.S. BONDS 7.875% 11/15/2007	FIRST NATIONAL STATE BANK	SAME
		5/16/79	5/21/79	9.875%	4,500,000.00	2,000,000.00 F.N.M.A. 9.25% 10/10/83	FIRST NATIONAL STATE BANK	SAME
		5/17/79	5/21/79	9.875%	2,000,000.00	1,500,000.00 U.S. NOTES 7% 11/15/83 2,000,000.00 U.S. NOTES 7.25% 12/31/81 1,000,000.00 U.S. NOTES 6.25% 7/31/79	FIRST NATIONAL STATE BANK	SAME
						1,050,000.00 F.H.L.B. 9% 2/25/83	FIRST NATIONAL STATE BANK	SAME

October 3, 1979

(CONT. OF SHEET 2)

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFECKEEPER
		5/18/79	5/21/79	9.90%	10,500,000.00	700,000.00 G.N.M.A., 8% 12/15/2000 2,000,000.00 P.N.M., 8.6% 6/10/85 8,000,000.00 P.L.B., 7.35% 1/20/97	FIRST NATIONAL STATE BANK	SAME
		5/21/79	5/22/79	9.95%	1,000,000.00	1,025,000.00 U.S. NOTES, 6.25% 7/31/79	FIRST NATIONAL STATE BANK	SAME
		5/21/79	5/29/79	9.95%	16,000,000.00	4,775,000.00 P.L.B., 7.85% 1/20/78 1,975,000.00 U.S. NOTES, 7.25% 12/31/81 4,765,000.00 P.N.M.A., 8.6% 6/10/85 2,365,000.00 P.N.M.A., 6.90% 12/10/84 1,365,000.00 P.C.B., 4.5% 4/1/82 1,000,000.00 P.L.B., 9.55%, 5-26-81 1,090,000.00 G.N.M.A., 8.5% 2/15/2006	FIRST NATIONAL STATE BANK	SAME
		5/22/79	5/25/79	9.95%	1,200,000.00		FIRST NATIONAL STATE BANK	SAME
		5/23/79	6/5/79	9.95%	7,000,000.00	7,000,000.00 U.S. NOTES, 8.375% 8/15/81	FIRST NATIONAL STATE BANK	SAME

October 3, 1979

(CONT' OF SHEET 2)

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEKEEPER
		5/29/79	5/29/79	9.95%	1,750,000.00	900,000.00 G.N.M.A. 8.5% 12/15/2006 1,000,000.00 G.N.M.A. 8.5% 1/15/2006	FIRST NATIONAL STATE BANK	SAFE
		5/29/79	6/1/79	9.95%	14,750,000.00	2,400,000.00 U.S. BILLS, 6/21/79 1,900,000.00 U.S. NOTES, 8.375% 8/15/81 1,380,000.00 F.C.B. 8.45% 4/1/82 2,075,000.00 U.S. NOTES, 7.25% 12/31/81 2,800,000.00 F.N.M.A. 6.90% 12/10/81 5,000,000.00 F.I.B. 7.85% 1/20/98	FIRST NATIONAL STATE BANK	SAFE

October 3, 1979

CITY OF NEWARK TREASURY DIVISION SHEET #3			INVESTMENT ACTIVITY REPORT 4-1-79 thru 6-30-79					
FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAVING/KEEPING
CURRENT	REPURCHASE	6/1/79	6/1/79	9.95%	12,000,000.00	1,000,000.00 F.H.I.B., 9.55% 5/26/81 4,100,000.00 U.S. BILLS 6/21/79 2,000,000.00 F.C.B., 8.05% 3/1/83 2,200,000.00 U.S. NOTES, 7.25% 12/31/81 3,000,000.00 U.S. NOTES, 8.375% 8/15/81 1,000,000.00 F.H.I.B., 9.5% 11/25/83 1,130,000.00 F.C.B., 8.45% 4/1/82 2,520,000.00 U.S. NOTES, 8.375% 8/15/81 2,000,000.00 F.C.B., 8.05% 3/1/83 1,000,000.00 F.H.I.B., 9.55% 5/26/81 650,000.00 F.I.C., 6.95% 1/5/87 7,600,000.00 U.S. NOTES 8.375%, 8/15/81 3,000,000.00 F.N.M.A., 8.6% 6/10/85	FIRST NATIONAL STATE BANK	SAVING
	REPURCHASE	6/4/79	6/11/79	10.0%	7,500,000.00		FIRST NATIONAL STATE BANK	SAVING
	REPURCHASE	6/5/79	6/8/79	10.125%	8,000,000.00		FIRST NATIONAL STATE BANK	SAVING
	REPURCHASE	6/6/79	6/11/79	10.125%	3,000,000.00		FIRST NATIONAL STATE BANK	SAVING

October 3, 1979

(CONT OF SHEET 3)

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFECKEEPING					
		6/8/79	6/11/79	10.125%	8,200,000.00	1,420,000.00 G.N.M.A. 8.5% 1/15/2006 200,000.00 P.N.M.A. 8.6% 6/10/85 800,000.00 F.I.C. 6.95% 1/5/87 225,000.00 U.S. NOTES, 7% 11/15/83 500,000.00 U.S. NOTES, 6.25% 7/31/79 525,000.00 G.N.M.A. 8% 1/15/2007 810,000.00 F.C.B. 8.05% 3/1/83 300,000.00 F.H.L.B. 9.5% 11/25/83 240,000.00 G.N.M.A. 8% 6/15/2006 450,000.00 G.N.M.A. 8.25% 6/15/2006 850,000.00 G.N.M.A. 9% 12/15/2006 600,000.00 G.N.M.A. 9% 12/15/2006 235,000.00 G.N.M.A. 9% 12/15/2005 185,000.00 G.N.M.A. 8.5% 1/15/2006							



October 3, 1979

CITY OF NEWARK  
(CONT. OF SHEET 3)INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEGUARDING
	REPURCHASE	6/11/79	6/11/79	10.125%	1,700,000.00	300,000.00 U.S. NOTES, 8.315%, 8/15/81 500,000.00 U.S. NOTES, 9.25%, 5-15-89 1,800,000.00 U.S. NOTES 7.25% 12/31/80	FIRST NATIONAL STATE BANK	SAFEGUARDING
	REPURCHASE	6/11/79	6/18/79	10.125%	14,000,000.00	10,000,000.00 U.S. NOTES, 6.5% 2-15-80 4,250,000.00 U.S. NOTES, 6.625% 8/31/79	FIRST NATIONAL STATE BANK	SAFEGUARDING
	REPURCHASE	6/13/79	6/18/79	10.125%	400,000.00	400,000.00 F.C.B.'S, 8.05% 3/1/83	FIRST NATIONAL STATE BANK	SAFEGUARDING
	REPURCHASE	6/14/79	6/15/79	10.125%	1,700,000.00	1,700,000.00 F.H.L.'S, 8.05% 9.55%, 5/26/81	FIRST NATIONAL STATE BANK	SAFEGUARDING

October 3, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET 4INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	DATE RECEIVED
CURRENT	REPURCHASE	6/15/79	6/18/79	10.125%	1,200,000.00	1,330,000.00 U.S. N.A. 8% 10/15/2006	FIRST NATIONAL STATE BANK	SAME
		6/18/79	6/21/79	10.0%	15,500,000.00	10,000,000.00 U.S. BILLS 6/21/79 5,000,000.00 U.S. NOTES 6.5% 2/15/80 500,000.00 U.S. NOTES 9.25% 5/15/89	FIRST NATIONAL STATE BANK	SAME
		6/21/79	6/25/79	9.875%	7,000,000.00	500,000.00 F.I.C.S. 6.95% 1/5/81 2,000,000.00 F.C.B.'S. 8.45% 4/1/82 500,000.00 U.S. NOTES 9.25% 5/15/89 4,000,000.00 U.S. NOTES 9.25% 3/31/83	FIRST NATIONAL STATE BANK	SAME
		6/25/79	6/28/79	9.95%	4,000,000.00	900,000.00 F.L.D.'S. 8.85% 7/21/80 3,200,000.00 U.S. NOTES 6.625% 8/31/79	FIRST NATIONAL STATE BANK	SAME
		6/26/79	7/2/79	9.95%	1,000,000.00	1,075,000.00 U.S. N.A. 8.5% 2/15/2006	FIRST NATIONAL STATE BANK	SAME
		6/28/79	7/2/79	9.95%	4,000,000.00	1,260,000.00	FIRST NATIONAL	SAME

October 3, 1979

(CONT'D OF SHEET 34)

INVESTMENT ACTIVITY REPORT  
1-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	BAV/RECEIPT
		6/29/79	7/2/79	9.95%	3,300,000.00			
						160,000.00 G.N.M.A., 8% 2/15/2005	FIRST NATIONAL STATE BANK	BAV
						450,000.00 G.N.M.A., 8% 1/15/2007		
						280,000.00 G.N.M.A., 8% 6/15/2006		
						285,000.00 U.S. BONDS 7.875%, 2/15/2000		
						250,000.00 G.N.M.A., 8.5% 1/15/2006		
						160,000.00 U.S. NOTES, 9.25% 5/15/89		
						100,000.00 G.N.M.A., 8% 11/15/2006		
						335,000.00 U.S. NOTES, 6.25%, 7/31/79		
						800,000.00 G.N.M.A., 8.25% 6/15/2006		
						260,000.00 G.N.M.A., 8% 10/15/2006		
						320,000.00 G.N.M.A., 8% 2/15/2007		

October 3, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET#5INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6/30/79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFECHECKING
REVENUE STARTING	REPURCHASE	4/12/79	4-23-79	9.75%	2,475,000.00	2,600,000.00 U.S. NOTES, 5.875% 12/31/80	FIRST NATIONAL STATE BANK	SAVE
		4/16/79	4/23/79	9.85%	2,620,000.00	2,725,000.00 U.S. BILLS, 6/21/79	FIRST NATIONAL STATE BANK	SAVE
NORCKEN'S COMPEN- SATION TRUST FUND	REPURCHASE	4/11/79	4/25/79	9.75%	200,000.00	310,000.00 U.S. NOTES, 5.875% 12/31/80	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	4/25/79	5/9/79	9.75%	200,000.00	205,000.00 U.S. NOTES, 8.5% 9/30/79	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	5/9/79	5/16/79	9.875%	100,000.00	100,000.00 G.N.M.A., 9% 7/15/2005	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	5/16/79	6/1/79	9.875%	100,000.00	100,000.00 G.N.M.A., 9% 2-15-2005	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	6/1/79	6/6/79	9.95%	200,000.00	200,000.00 G.N.M.A., 8% 10-15-2006	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	6/12/79	6/15/79	10.125%	200,000.00	200,000.00 G.N.M.A., 9% 6/15/2005	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	6/15/79	7/2/79	10.125%	200,000.00	220,000.00 G.N.M.A., 8% 9/15/2006	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	6/22/79	7/2/79	9.875%	800,000.00	850,000.00 G.N.M.A., 9% 6/15/2006	FIRST NATIONAL STATE BANK	SAVE

October 3, 1979

333

CITY OF NEWARK  
(CONT'D OF SHEET 5)

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFETY/REPLY
INSURANCE TRUST FUND	REPURCHASE	6/18/79	6/25/79	10.0%	1,500,000.00	1,500,000.00 F.C.B. 3/1/83	FIRST NATIONAL STATE BANK	SAFE
WATER UTILITY FUND	REPURCHASE	4/2/79	4/9/79	9.75%	500,000.00	500,000.00 U.S. BILLS, 4/19/79	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	4/4/79	4/9/79	9.75%	400,000.00	400,000.00 U.S. BONDS, 3.5% 11-15-80	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	4/9/79	4/16/79	9.75%	1,000,000.00	1,025,000.00 U.S. NOTES, 8.5% 9/30/79	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	4/12/79	4/16/79	9.75%	200,000.00	220,000.00 G.N.M.A. 8% 10-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	4/16/79	4/23/79	9.65%	1,050,000.00	1,100,000.00 U.S. NOTES, 7.25% 12/31/81	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	4/23/79	5/2/79	9.75%	1,000,000.00	1,025,000.00 U.S. BILLS, 6/21/79	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	5/2/79	5/7/79	9.875%	550,000.00	550,000.00 G.N.M.A. 8% 11-15-2006	FIRST NATIONAL STATE BANK	SAFE

October 3, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET#6

INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFETY/TYPE
WATER UTILITY FUND	REPURCHASE	5/3/79	5/7/79	9.875%	140,000.00	150,000.00 G.N.M.A., 9% 11-15-2004	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/4/79	5/7/79	9.75%	90,000.00	90,000.00 G.N.M.A., 9% 12-15-2004	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/7/79	5/12/79	9.875%	150,000.00	825,000.00 G.N.M.A., 8% 6-15-2006	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/8/79	5/12/79	9.875%	50,000.00	55,000.00 G.N.M.A., 8.5% 1-15-2006	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/9/79	5/12/79	9.875%	50,000.00	50,000.00 G.N.M.A., 9% 12-15-2004	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/11/79	5/12/79	9.90%	100,000.00	100,000.00 G.N.M.A., 8% 8-15-2006	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5-17-79	5/21/79	9.875%	800,000.00	850,000.00 F.H.L.B., 9% 12-25-83	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE -	5-21-79	5-29-79	9.95%	800,000.00	950,000.00 G.N.M.A., 9% 12-15-2004	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/22/79	5/29/79	9.95%	50,000.00	55,000.00 G.N.M.A., 8.5% 12-15-2005	FIRST NATIONAL STATE BANK	SAFETY
	REPURCHASE	5/25/79	5/29/79	9.95%	75,000.00	75,000.00 G.N.M.A., 8.5% 12-15-2005	FIRST NATIONAL STATE BANK	SAFETY

October 3, 1979

CITY OF NEWARK  
TREASURY DIVISION  
(CONT. OF SHEET#6)INVESTMENT ACTIVITY REPORT  
4-1-79 thru 6-30-79

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	COUNTERPARTY
WATER UTILITY FUND	REPURCHASE	6/6/79	6/11/79	10.125%	100,000.00	100,000.00 G.N.M.A., 8% 2-15-2007	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/8/79	6/11/79	10.125%	250,000.00	250,000.00 G.N.M.A., 9% 11-15-2004	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6-11-79	6-18-79	10.125%	250,000.00	275,000.00 G.N.M.A., 8% 12-15-2000	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/13/79	6/18/79	10.125%	250,000.00	250,000.00 G.N.M.A., 8.5% 1-15-2006	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/15/79	6/18/79	10.125%	100,000.00	110,000.00 G.N.M.A., 8% 2-15-2007	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/18/79	6/25/79	10%	500,000.00	500,000.00 G.N.M.A., 9% 11-15-2004	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/18/79	6/21/79	10%	200,000.00	200,000.00 G.N.M.A., 8.5% 12-15-2005	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/22/79	6/25/79	9.875%	200,000.00	220,000.00 G.N.M.A., 8% 11-15-2006	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/21/79	6/25/79	9.875%	200,000.00	200,000.00 U.S. NOTES, 7% 11-15-83	FIRST NATIONAL STATE BANK	SAME
	REPURCHASE	6/25/79	7/2/79	9.95%	750,000.00	825,000.00 G.N.M.A., 8% 7-15-2006	FIRST NATIONAL STATE BANK	SAME

October 3, 1979

A motion that the Report of Investments be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.           The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD AUGUST 16, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.           The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-32 AND HCDA-S, FOR PERIOD ENDING AUGUST 17, 1979; AND INDICATING NO PROPERTY ACQUISITIONS FOR AUGUST 17, 1979; AND INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING AUGUST 24, 1979; AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING AUGUST 10, 1979, AUGUST 17, 1979, AUGUST 24, 1979 AND AUGUST 31, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.           The City Clerk presented REPORT OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR, FOR THE MONTHS OF JULY AND AUGUST, 1979.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

President Harris called for ordinances on first reading.



October 3, 1979

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning 216 feet south of the southerly curbline of Ruth Street and extending 22 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET.

(Beverly Street, from Leslie Street to Newark City Line)

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:4-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON CABINET STREET AND UNIVERSITY AVENUE.

(Section 23:2-1, One-Way Streets

Cabinet Street, Eastbound, from Morris Avenue to Bruce Street

October 3, 1979

Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets

University Avenue, from Broad Street to Washington Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STANDING ON MORRIS AVENUE.

(Morris Avenue, West side, beginning at the southerly curblin of New Street and extending 100 feet southerly therefrom, from 7 A. M. to 6 P. M., Monday through Saturdays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON DEWEY STREET.

(Dewey Street, West side, beginning 128 feet north of the northerly curblin of Shaw Avenue and extending 20 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 3, 1979

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SCHALK STREET AS A ONE-WAY STREET.

(Schalk Street, Northbound, from Ferry Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-g. The City Clerk read AN ORDINANCE TO AMEND TITLE 23, CHAPTER 5 BY ADDING THERETO A SECTION 14 "PERMITTING THE USE OF A DENVER BOOT" TO TITLE 23, CHAPTER 5 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(This ordinance authorizes the use of "Denver Boot" in impounding motor vehicles parked in violation of parking regulations within the City of Newark)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant Johnson, Martinez, Tucker, Villani, President Harris.

October 3, 1979

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET.

(Willow Street, Westbound, from Washington Street to University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND TITLE 11A, CHAPTER 1, SECTION 2, AND SECTION 5(a), AND TO ADD THERETO A NEW SECTION OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) PROHIBITING CERTAIN FUELS AND PORTABLE APPLIANCES, AND TO REQUIRE APPROVALS AND PERMITS FOR THE USE THEREOF AND TO AMEND CHAPTER 2, SECTION 4 OF TITLE 11A.

(Ordinance restoring to the Fire Code the prohibition against the use of certain fuels and portable kerosene heaters)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 17, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 7, SECTION 6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) REGULATING THE CONDUCT OF PEDDLERS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Chapter 7, Section 6 of the Revised Ordinances of the City of Newark (1966) is hereby amended to read as follows:

8:7-6 Prohibited Conduct.

No peddler shall:

- (a) Engage in the business of peddling unless his cart is mounted on at least two wheels, which wheels are of a diameter of not less than eight inches;
- (b) Station, place, set up or maintain his cart or allow it to remain on any sidewalk if to do so would place him closer than thirty feet to any other peddler who is selling on the sidewalk if not separated by a public street;
- (c) Station, place, set up or maintain his cart on the sidewalk or allow it to remain there except at the curb line for the purpose of selling goods, wares or merchandise therefrom;
- (d) Station, place, set up or maintain his cart or vehicle, or allow it to remain at the same location on any sidewalk or street at a time when a sale is not being transacted;
- (e) Station, place, set up or maintain his cart or allow it to remain on any sidewalk in such a way as would (1) substantially restrict, obstruct, interfere with or impede the pedestrian's right of way; (2) substantially restrict, obstruct, interfere with or impede the ingress or egress from the abutting property; (3) create or become a nuisance; (4) increase traffic congestion, cause or increase traffic delay or hazards; (5) cause or create or constitute a danger to life, health or property; (6) sell food, drinks, ice cream or confections of any kind for immediate consumption unless he has available for public use his own litter receptacle which shall be clearly marked and maintained for his patronage use, nor shall any peddler leave any location without first picking up, removing and disposing of any trash or refuse remaining from sales made by him;
- (f) Use a cart of the dimensions of which exceed 2 feet in width, 4 feet in length and 4 feet in height including wheel height, while conducting business on any sidewalk;
- (g) Use any cart which, fully loaded with merchandise, cannot be easily moved and maintained under control by the licensee, his employee or attendants;

October 3, 1979

(h) Use, set up, attach, place or permit the use of any table, crate, carton, rack, device or structure of any kind to increase the selling or display capacity of his cart;

(i) Leave any cart unattended at any time or store, place or leave the same overnight on any sidewalk or public way of the City;

(j) Engage in the business of selling between 12 midnight and 7 a.m.;

(k) Station, place, set up or maintain his cart or his goods, wares, or merchandise, or allow them to remain on any part of the sidewalk for sale or display or be sold if to do so would place the seller or his goods, wares, or merchandise closer than 10 feet from intersecting streets or sidewalks, except for stands licensed to sell newspapers, or stands licensed pursuant to Section 8:11-1, et seq. of the Revised Ordinances as market places;

(l) Station, place, set up or maintain his cart or allow it to remain on any sidewalk if to do so would reduce the unobstructed pedestrian right of way to less than 6 feet. The Department of Engineering may from time to time by regulation change the width of pedestrian right of way space required, as circumstances require;

(m) Engage in the business of peddling within 10 feet of any location where the curb has been depressed to facilitate pedestrian or vehicle movement;

(n) Engage in the business of selling at any location without giving a written receipt to each customer, or engage in the business of selling at any location without maintaining on his person or on the cart or vehicle receipts showing the sales made during the preceding week. The receipts shall show clearly the seller's name, business address, license number, a description of the merchandise sold, and the purchase price and shall be sequentially numbered;

(o) Engage in the business of peddling on any sidewalk or along any street which has been designated as a bus stop. For the purposes of this act, the word bus stop shall include the sidewalk and the adjoining street where that street has been designated as a bus stop by the City of Newark.

(p) Engage in the business of peddling on any sidewalk or along any street within 15 feet of any fire hydrant, crosswalk or driveway.

(q) Station, place, set up or maintain his cart or goods against display windows of fixed location businesses, nor shall they be within 20 feet from an entranceway to any building, store, theatre, library, school, museum, movie house, sports arena or other place of public assembly.

(r) Place a vehicle or cart or conduct a general peddling business at a location in the street where stopping, standing or parking is prohibited, or being a time period when stopping, standing or parking is restricted.

(s) Violate any traffic parking law, ordinance or regulation, or operate in such a manner as to restrict the continued maintenance of a clear passageway for vehicles.

For the purposes of sentencing, each violation of each section shall be considered a separate offense.

Section 2. If any provision of this ordinance, or application of such provision to any person or circumstances is declared invalid, such invalidity shall not affect other provisions or applications of this ordinance. To this end, the provisions of this ordinance are declared to be severable.

Section 3. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, Johnson, Martinez, Tucker, President Harris.

No: Councilmen Bottone, Carrino, Villani.

President Harris: The yesses are five and the noes are three. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman James arrived 1:15 P. M.)

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LANDLORD, AND THE NATIONAL ASSOCIATION OF NEGRO BUSINESS AND PROFESSIONAL WOMEN, INC., TENANT, A NON-PROFIT CORPORATION OF THE STATE OF NEW YORK, FOR APPROXIMATELY 560 SQUARE FEET OF OFFICE FLOOR SPACE LOACTED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 600, NEWARK, NEW JERSEY, FOR THE NOMINAL SUM OF ONE HUNDRED AND TWELVE DOLLARS (\$112.) PER YEAR FOR A TERM OF ONE (1) YEAR OR THE COUNTY TAXES WHICHEVER IS GREATER.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 3, 1979

1. That the National Association of Negro Business and Professional Women, Inc., is a non-profit corporation of the State of New York which has tax exempt status with respect to both the State of New York and the Federal Government; and
2. That the premises commonly known as 605 Broad Street, Block 18, Lots 27,28,& 77 Suite 600, Newark, New Jersey, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with The National Association of Negro Business and Professional Women, Inc., for a term of One (1) year at a nominal annual rental of \$112.00 dollars or the County taxes whichever is greater; and
4. That the subject premises shall be used by the tenant for the promotion of the health, safety, morals and general welfare of the community, pursuant to N.J.S.A. 40A:12-15, paragraph (i) and, which lease shall contain a provision permitting the landlord to recapture said premises on 60 days prior written notice to tenant; and
5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the leasehold was put, the activities of the tenant undertaken in furtherance of the public purposes for which this lease is granted, the approximate value or cost of any activities conducted on the leased premises, and affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal Law; and
6. That the subject premises shall be used by the tenant office space for programs in career counseling and health education; tenants organization shall service approximately 200 persons; and
7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
8. That the tenant shall not be permitted to erect any structures upon the leased premises, and subletting is prohibited; and
9. That a copy of the Certificate of Incorporation for said tenant, filed in the Office of the Secretary of State of New York on October 23, 1940, setting forth the purposes of said corporation is attached hereto and made part hereof.
10. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance



having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE ELIZABETH - WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF FOUR (4) MONTHS PURSUANT TO N.J.S. 40A:12-15 (a)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That premises commonly known as 747-757 Elizabeth Avenue, Newark New Jersey, designated as Block 3682, Lot 34, consisting of approximately 6,000 square feet, on the Official Tax Maps and Tax Duplicate (year 1979) of the City of Newark are necessary for the performance of its governmental functions.
2. That pursuant to N.J.S. 40A:12-5(a)(1) the Director of the Department of Health and Welfare is hereby authorized to enter into a written lease agreement, the terms and conditions of which are set forth in a copy attached hereto and made a part hereof, with the Elizabeth-Weequahic Presbyterian Church, owners of the subject premises, for a period of four (4) months commencing September 1, 1979 and terminating December 31, 1979, at a rental fee of \$1,664.00.
3. That funds to pay such consideration are available, said funds shall be from the 1979 budget of the Newark Office of Elderly Affairs.
4. That a duly executed copy of the written final agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health and Welfare.
5. That this Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 3, 1979

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LANDLORD, AND SUPPORT CENTER, TENANT, A NON-PROFIT CORPORATION OF THE DISTRICT OF COLUMBIA FOR APPROXIMATELY 820 SQUARE FEET OF OFFICE FLOOR SPACE LOCATED AT 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, SUITE 406, NEWARK, NEW JERSEY FOR THE SUM OF THREE THOUSAND TWO HUNDRED AND EIGHTY DOLLARS (\$3,280.) FOR A TERM OF ONE (1) YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NE JERSEY:

1. That Support Center, hereinafter referred to as Tenant, is a non-profit corporation of the District of Columbia which has tax-exempt status with respect to both the Federal Government and the District of Columbia; and
2. That the premises commonly known as 605 Broad Street, Block 18, Lots 27, 28, 77, Suite 406, Newark, New Jersey, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark pursuant to N.J.S.A. 40A: 12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark, Landlord and Tenant, for a term of one (1) year at an annual rental of three thousand two hundred and eighty dollars (\$3,280.00); and
4. That the stated purpose of the Tenant is to operate exclusively for charitable and educational purposes; and
5. That the subject premises shall be used by the Tenant for the purpose of providing management support and other assistance to non-profit organizations of which many serve the public, so as to promote the health, safety, morals and general welfare of the community pursuant to N.J.S.A. 40A: 12-15, paragraph (i); and
6. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the Tenant to submit an annual report setting forth the use to which the leasehold was put, the activities of the Tenant undertaken in furtherance of the public purposes for which this lease is granted, the approximate value or cost of any activities conducted on the leased premises and affirmation of the continued tax-exempt status of the non-profit corporation pursuant to State and Federal law; and
7. That the subject premises shall be used by the Tenant as office space and Tenant's organization shall serve approximately 250 persons; and
8. That the original executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and

October 3, 1979

9. That the Tenant shall not be permitted to erect any structure upon the leased premises, and subletting is prohibited; and

10. That a copy of the Certificate of Incorporation for said Tenant, filed in the Office of the Recorder of Deeds of the District of Columbia on February 18, 1975 setting forth the purposes of said corporation is attached hereto and made part hereof.

11. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 17, OFFENSES, MISCELLANEOUS, CHAPTER 2, DISORDERLY CONDUCT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REGULATING THE STARTING TIME FOR PARADES ON SUNDAY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, of the Revised Ordinances of the City of Newark New Jersey, 1966, as amended and supplemented, be supplemented by adding a new section as follows:

Parades on Sunday - Starting Time

1. Definitions As Used in This Article

(a) Parade is any parade, march, ceremony, show, exhibition, pageant, assembly or procession of any kind, or any similar display, in or upon any street or sidewalk.

October 3, 1979

2. Exceptions

This section shall not apply to:

- (a) funeral processions for the actual burial of the dead.

3. Starting Time on Sunday

No person shall engage in, participate in, aid or start any parade on Sunday earlier than one o'clock in the afternoon.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Motions 7-M-a and 7-M-b at this time was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-a.

A MOTION RECOGNIZING MR. WILLIE J. THOMAS, THE PRINCIPAL OF NEWTON STREET SCHOOL AND THE YOUNGEST SCHOOL PRINCIPAL IN THE CITY OF NEWARK, AS AN OUTSTANDING ADMINISTRATOR OF THE NEWARK SCHOOL SYSTEM; FURTHER, THE NEWARK MUNICIPAL COUNCIL TAKES GREAT PLEASURE IN COMMENDING HIM FOR FULFILLING THE EDUCATIONAL NEEDS OF NEWARK'S CHILDREN THROUGH HIS 14 YEARS OF SERVICE AS A TEACHER, PROJECT COORDINATOR, EDUCATIONAL ADMINISTRATOR AND VICE-PRINCIPAL. IN ADDITION, HIS TENURE AS PRINCIPAL HAS BEEN MARKED BY TREMENDOUS PROGRESS WHICH HAS MADE NEWTON STREET SCHOOL ONE OF THE MOST ADVANCED ELEMENTARY SCHOOLS IN NEWARK'S EDUCATIONAL SYSTEM, was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

Villani, President Harris.

Councilman Grant presented Mr. Thomas with an inscribed copy of Motion in behalf of the Members of the Municipal Council.

7-M-b.

A MOTION RECOGNIZING MRS. MATTIE WASHINGTON, AN ELEMENTARY SCHOOL TEACHER AT CHANCELLOR AVENUE SCHOOL, AS ONE OF NEWARK'S OUTSTANDING EDUCATORS, ESPECIALLY AS REGARDS HER WORK WITH NEWARK'S CHILDREN IN THE FIELD OF DRAMA AND HER AUTHORSHIP OF SEVERAL RESOURCE BOOKS ON BLACK STUDIES; FURTHER, THE NEWARK MUNICIPAL COUNCIL TAKES GREAT PLEASURE IN ACKNOWLEDGING MRS. WASHINGTON'S NUMEROUS CONTRIBUTIONS TO HER COMMUNITY THROUGH HER ACTIVE PARTICIPATION IN A NUMBER OF CHURCH AND CIVIC ORGANIZATIONS, was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Grant presented Mrs. Washington with an incirbed copy of Motion in behalf of the Members of the Municipal Council.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF PROSPECT PLACE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM 14TH AVENUE TO BRUCE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all portions, parts, and parcels of Prospect Place extending from 14th Avenue to Bruce Street, and between all property lines fronting the westerly boundary of Prospect Place and all property lines fronting the easterly boundary of Prospect Place, which appears on a Map No. 1736-V, dated August 24, 1979, and on file in the office of the Director, Department of Engineering, is hereby vacated as a public street or public highway, pursuant to the provisions of Title 40:67-1(b) of the Revised Statutes of New Jersey.

Section 2. That the vacation of Prospect Place as provided in section 1. above shall take effect only upon the following conditions:

(a) That all properties fronting Prospect Place, as described above, be acquired by the New Community Corporation.

(b) That such acquisition be completed within one (1) year of the date of final adoption of this Ordinance.

Section 3. This Ordinance shall take effect upon adoption and publication in accordance with law.

October 3, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 20 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966) TO ADD THERETO A PROVISION OF THE APPOINTMENT OF A POLICE CHIEF.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 20 of the Revised Ordinances of the City of Newark, New Jersey, (1966) is hereby amended and supplemented to add thereto the following provisions:

Police Chief: Qualifications; Appointment.

a) The Mayor shall appoint a police chief, who shall have served as a superior officer and possess at least five years of administrative and supervisory police experience, who shall serve during the term of office of the Mayor appointing him, and until the appointment and qualification of his successor, and who shall serve in the unclassified service of the Civil Service of the City and shall receive such salary as shall be fixed by ordinance.

b) The Mayor may, in his discretion, remove any person appointed pursuant to the provisions of this ordinance, after notice and an opportunity to be heard. Prior to removing such person the Mayor shall first file written notice of his intention to do so with the Municipal Council, and such removal shall become effective on the twentieth day after the filing of such notice unless the Council shall, prior thereto, have adopted a resolution disapproving such removal by at least a two-thirds vote of the membership of the Council.

October 3, 1979

Section 2. If any clause, sentence, subparagraph, paragraph, section, article, chapter, or title of Revised Ordinances of the City of Newark, New Jersey, (1966) is inconsistent with this ordinance, it shall be deemed to have been repealed by this action.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, Martinez.

President Harris: The yeses are six and the noes are three. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage:

#### 6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 3, 1979

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

A BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

A BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000. SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:



October 3, 1979

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATIONS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to tax abatements. He is not opposed to tax abatements per se because he has lived in one for the last five years. The speaker felt that tax abatements granted should be monitored so that Council would be aware of what is taking place.

October 3, 1979

6-HC-b.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating that last week we witnessed a situation similar to what happened in the City of Newark 15 years ago, a riot condition and felt it was unfortunate that such a situation was permitted to occur. We lost one of the biggest furniture stores in the City of Newark, Leon's, which was one of the main stores that served that area. To permit such a situation to occur over several days is something that is lacking on the part of Administration in the sensitivity and the awareness of those people present. Law abiding citizens who wish to see a certain degree of law and order maintained in our ghetto areas have put together 17,000 signatures which are presently under verification. They hoped the petition drive will be successful and suggested to the Members of the Council that they take heed to what these people are saying and what the people who come before the Council are saying they want more police protection. The speaker noted that they have lost enough businesses. He felt that security should be given a number one priority. If we don't, the citizens that continue to live here will move out and those citizens that come in from the suburbs will no longer come in.

The speaker strongly advised the Council to support an ordinance for a minimum base of 1,200 policemen. If the Mayor does not want this force, let him veto it.

Councilman James said in the speaker's presentation to the Council he reprimanded the Administration in reference to the fire at Leon's Furniture Store. He recalls driving by the furniture store and saw the policemen on the sidewalk preventing individuals from going in to loot the place. He spoke with the Business Administrator and in talking with him he was informed that the owner had abandoned the store and indicated he didn't want anything in the store. It wasn't worth saving. So in theory the City could have allowed individuals to go in and take furniture out. The Business Administrator indicated to him that he felt if we allowed the citizens to go in to continue to take furniture, it would be an act of lawlessness, disrespect for the law and perhaps they would move up from the store and loot other stores. The City is saying, although the owner indicated for the record, he did not want the furniture in the store, the Business Administrator, the City Administration was saying they feel it is important to draw a line and not allow looting to occur even if the owner did not want the items. He is somewhat taken aback by the speaker's earlier statement. What is wrong with Administration and their action in reference to seeing to it that individuals do not continue to loot the store.

369

October 3, 1979

Dr. Donato said if that was the set of facts proposed, he sees nothing wrong. However, the way it was publicized and the way he heard it is a contradiction. Corporation Counsel Perillo was one of the first individuals to take legal action against Mr. Leon in getting an Order to Show Cause to have that particular location boarded up.

Councilman James continued that the papers clearly indicated that individuals looted immediately following the fire and they looted continuously until the presence of the Newark Police. Even though the owner did not want the furniture, City Administration took the position they will not allow individuals to walk in and cart out the items because it will create a spirit of lawlessness. The Business Administrator also indicated, and he was in a meeting with Director of Engineering Zach, they were going to lock the building, and seal it so individuals could not enter into the building to continue looting. Not only did Administration take a position of having police stationed there, but they were going to knock down, strategically from an Engineering point, parts of the building to prevent anyone from entering until they could demolish the entire structure.

Councilman James commended Business Administrator Hill for his plans in trying to make the best of a bad situation.

Councilman Grant said relative to the fire at Leon's Furniture Store on Springfield Avenue. He thinks all of them to a great extent were disappointed that there was a fire, for whatever reasons they do not know. The pricing of the furniture at Leon's certainly was not one that would induce the persons who live in the area to purchase from them. Here is a store that specialized in Bassett, Drexel and Ethan Allan furniture. The citizenry of what Ward could not afford this type of furniture. There are stores up and down Springfield Avenue that perhaps were not as lucrative as Leon's Furniture Store selling to persons in the Central Ward pressed cardboard bedroom sets that they purchase in Elizabeth for \$55. for a 5 piece bedroom set, selling it to the citizens of the Central Ward for as much as \$500. Leon's Furniture Store, in essence, did not supply a need to the persons in the Central Ward and most of their customers, he is sure, came from the suburban areas. They are certainly sorry the fire did occur and to lose a business on Springfield Avenue, however, the facts are the kind of furniture sold there, he doubts any Member of the Council could afford it.

Councilman Tucker felt some things should be known. What he intends to do under Motions, is to ask the Prosecutor to investigate the whole incident. His concern

October 3, 1979

on the matter is two-fold. He had an opportunity to go there when the policemen were there and had a chance to talk with representatives of the community. It was purported to him there was some sort of concurrence by the owner. By talking with the Salvage Company at that location, they indicated to him that the owner hired Newark policemen to police the unit. It was also reported to him by the Salvage Company that the owner went to the West District and requested police protection directly after the fire had taken place. At that time the West District told him that was his problem and not the problem of the City of Newark. He has major reservations dealing with the Captain of the West District that made that determination. The other point, the Salvage representatives informed him that the owner did concur, but concurred in allowing representatives to take furniture out of the store because he was afraid the two policemen that the owner paid, out of his pocket, would be hurt. His concern is that a policeman is sworn to uphold the law 24 hours a day and he knows for sure that if they were threatened in any way whatsoever, they should have called back-up units and they should have been there. He is concerned that even though the owner may either directly, or indirectly concur, that doesn't in any way whatsoever prevent those policemen from fulfilling their charges and responsibilities. The other point he is very much concerned about is the way the fire started. He doesn't know if his colleagues had an opportunity to look at those buildings. If you look at the building, we see a large brick, L-shaped structure. If we look at the way the fire burned, all of a sudden we see on Howard Street, the building was on fire. On Springfield Avenue the building was on fire and the rear section of the building was on fire. Ironically, people live in a frame house right next door to the building on Springfield Avenue, that building was not burned. There are people who live on Howard Street, next to the L portion of the building, was not burned. All he is saying he is not an arsonist specialist and he does not know that much about fires, but he finds it incomprehensible to understand how a brick building can start burning in three sections all at the same time and residents who live right next door to the building in a frame building, which has not been painted in years, which would go up like a matchbox, wasn't even scorched. His concern is not only with the police, he is concerned about the fact that the way things were reported to him that the Monday preceding the fire, Leon's opened up a new place somewhere on Route 22. His concern is not just a matter of looting. He thinks the looting in his mind, and he does not condone that, he thinks his colleague said that should not be the case, if they did loot, they might go some place else. He does not know if his colleague is aware that right up the street, the new Steak Place, the same night that Leon's was looted, they

broke into that place and took a trailer off and stole all the meat. He believes we really and truthfully as a City need to look into the whole situation. He does not believe we as a Council or as elected representatives of the City of Newark should condone any kind of negative action. We have gone a long way since 1967 and all of us have been involved in that process. He believes that what is taking place now, is, if we look at that incident, he thinks his opinion, is that it should be thoroughly investigated. It should be investigated by the Arson Squad, Internal Affairs. In regard to the Police Department, the two policemen who were working there and allowed that looting to take place and why the Captain refused a taxpaying citizen of the City of Newark with the advent of the possibility of looting; why he refused to send policemen to protect it and he thinks the other point that adds insult to injury, is to have the Corporation Counsel go to the Courts and say to the owner that the building should be torn down because it is now a health hazard. So in effect we blame the possible victim for the problem we in great degree have the legislative and administrative ability to correct. He is of the opinion we have to look at the entire matter and if we don't then we are not truthfully living up to our responsibilities as elected representatives.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a. RESOLUTION APPROVING APPLICATION AND PLAN OF HORIZONS NORTH HOUSING CORPORATION, FOR CONSTRUCTION OF A 145 UNIT HOUSING PROJECT FOR SENIOR CITIZENS AND THE HANDICAPPED ON A SITE MORE PARTICULARLY DESCRIBED AS 129-141 LINCOLN AVENUE, LOTS 5, 111 AND 77, BLOCK 680 ON THE TAX MAP; SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF THE PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY N.J.H.F.A. TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH PROVISIONS OF THE FINANCIAL TAX ABATEMENT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani.

Not Voting: President Harris.

October 3, 1979

7-R-b.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,000.

PAYABLE TO DETRA BRANDON AND HER ATTORNEY, WILLIAM BERG, 1139 EAST JERSEY STREET, ELIZABETH, NEW JERSEY, UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY, IN FULL AND COMPLETE SETTLEMENT OF CLAIM FOR PERSONAL INJURIES ALLEGEDLY SUSTAINED BY MS. BRANDON DURING COURSE OF ARREST BY NEWARK POLICE OFFICER ON JUNE 13, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT

OF \$850. TO JEROME L. TRACHTENBERG AND GLORIA TRACHTENBERG, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR PROPERTY DAMAGES AND PERSONAL INJURY; GLORIA TRACHTENBERG WAS DRIVING CAR OWNED BY HUSBAND, JEROME L. TRACHTENBERG WHEN VEHICLE WAS STRUCK BY CITY SANITATION VEHICLE AT OR NEAR INTERSECTION OF ELIZABETH AVENUE AND MAPES AVENUE, ON OR ABOUT MARCH 29, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT

NEEDED FOR PUBLIC USE, 650 PASSENGER SNOW TIRES AND MISCELLANEOUS HEAVY DUTY MACHINERY, DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to notify Purchasing Agent Lucarelli that the tires are not to be sold in bulk but to be sold separately and minimum bids be sought thereon was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, LISTED ON ATTACHED REPORT, AT PUBLIC AUCTION ON SATURDAY, OCTOBER 6, 1979, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36; FUNDS RECEIVED FROM AUCTION SALE SHALL BE DEPOSITED BY CITY PURCHASING AGENT IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES, 222 JUNK VEHICLES, AT PUBLIC AUCTION, PURSUANT TO N.J.S.A. 39:10A-1 AND 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM BERTHA WEISS, WIDOW, ET ALS., OWNER OF PREMISES 111-113 WICKLIFFE STREET, BLOCK 227, LOT 6, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$544,117.51 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1975, 1976, 1977, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 3, 1979

7-R-1.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH UNITED COMMUNITY CORPORATION - GOLDEN AGE PROJECT, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH UNITED COMMUNITY CORPORATION - GOLDEN AGE PROJECT, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 377 CLINTON AVENUE, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 65 BERGEN STREET, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH RESIDENTS OF COMMUNITY ACTION, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH RESIDENTS OF COMMUNITY ACTION, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 201 BLOOMFIELD AVENUE, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)



October 3, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH BETHANY BAPTIST CHURCH, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH BETHANY BAPTIST CHURCH, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 274 WEST MARKET STREET, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH NEWARK DAY CARE CENTER, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH NEWARK DAY CARE CENTER, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 43 HILL STREET, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH UNIFIED VAILSBURG SERVICE ORGANIZATION, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH UNIFIED VAILSBURG SERVICE ORGANIZATION, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979

October 3, 1979

FOR USE OF ITS FACILITY AT 40 RICHELIEU TERRACE, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH HENRY MOSKOWITZ (THE JEWISH SENIOR CENTER OF IVY HILL), FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH HENRY MOSKOWITZ (THE JEWISH SENIOR CENTER OF IVY HILL), FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 250 MT. VERNON PLACE, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH THE NEWARK HOUSING AUTHORITY (STEPHEN CRANE PROJECT), FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEWARK HOUSING AUTHORITY (STEPHEN CRANE PROJECT), FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 900 FRANKLIN AVENUE, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

October 3, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH THE NEWARK HOUSING AUTHORITY (SETH BOYDEN PROJECT), FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEWARK HOUSING AUTHORITY (SETH BOYDEN PROJECT), FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 120 DAYTON STREET, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING THE MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT ON BEHALF OF THE CITY OF NEWARK WITH TRADES BENEVOLENT ASSOCIATION, EFFECTIVE JANUARY 1, 1979 THROUGH DECEMBER 31, 1981, PURSUANT TO N.J.S.A. 34:13A-5.3.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FOR RELOCATION AND REARRANGEMENT OF CERTAIN POTABLE WATER FACILITIES FOR CONSTRUCTION OF ROUTE U.S. 1 AND 9 (1953), SECTION 2AC; STATE TO BEAR TOTAL COST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by

October 3, 1979

Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 99, 101 AND 103 SOUTH ORANGE AVENUE, BLOCK 226, LOTS 31, 32 AND 33, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR THE PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEW WELL ADDICT REHABILITATION CENTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MODIFICATION TO NEWARK'S ANNUAL PLAN UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978, TO INCLUDE ADDITIONAL \$210,932. TO CONTINUE EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECT, FOR PERIOD OCTOBER 1, 1979 THROUGH AUGUST 31, 1980; ALL FUNDS TO BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID MODIFICATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH PUERTO RICAN VETERANS ASSOCIATION, 1238 RAYMOND BOULEVARD, NEWARK, ONLY BIDDER, FOR A VETERANS OUTREACH SERVICES PROGRAM, IN AMOUNT NOT TO EXCEED \$82,000., FOR PERIOD OCTOBER 1, 1979 TO SEPTEMBER 30, 1980; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.      RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER, 346 MT. PROSPECT AVENUE, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR A SECRETARIAL SKILLS TRAINING PROGRAM, IN AMOUNT NOT TO EXCEED \$85,000., FOR PERIOD OCTOBER 29, 1979 TO MAY 23, 1980; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.      RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH TEMPLE B'NAI ZION, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH TEMPLE B'NAI ZION, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT SHALOM ROBERTO CLEMENTE TOWERS, COMMUNITY ROOM, 75-95 CINTON AVENUE, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY: NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.      RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

October 3, 1979

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH ESSEX PLAZA, FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE ESSEX PLAZA, FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 1060 BROAD STREET, NEWARK, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH THE NEWARK HOUSING AUTHORITY (JAMES C. WHITE MANOR), FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEWARK HOUSING AUTHORITY (JAMES C. WHITE MANOR), FOR PERIOD OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK WITH THE HOUSING AUTHORITY (SCUDDER HOMES PROJECT), FOR PERIOD JANUARY 1, 1979 TO OCTOBER 3, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE HOUSING AUTHORITY (SCUDDER HOMES PROJECT), FOR PERIOD

October 3, 1979

OCTOBER 4, 1979 TO DECEMBER 31, 1979, FOR USE OF ITS FACILITY AT 69 LINCOLN STREET,  
FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY; NO COMPENSATION SHALL  
BE PAID UNDER AFORESAID CONTRACT. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED)  
(RESOLUTION 7-R-cw, AUGUST 8, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by  
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AN AMENDED  
CONTRACT WITH TRI-CITY CITIZENS UNION FOR PROGRESS, FOR PROVISION OF HIGH QUALITY  
AMBULATORY HEALTH CARE SERVICES, FOR PERIOD APRIL 16, 1979 TO APRIL 15, 1980  
(RESOLUTION 7-R-r, JUNE 6, 1979), TO AMEND INSURANCE PROVISION TO DELETE REQUIREMENT  
FOR \$1,000,000. COVERAGE PER OCCURRENCE FOR PERSONAL DAMAGE; MAXIMUM AMOUNT TO BE  
PAID BY CITY OF NEWARK FOR SAID PERIOD SHALL REMAIN AT \$15,840., TO BE PAID FROM  
NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION  
YEAR V, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (AMENDED CONTRACT AWARDED WITHOUT  
COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC  
CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF  
\$250., PAYABLE TO PERCELL WHITE, 117 FOURTH AVENUE, EAST ORANGE, NEW JERSEY, UPON  
RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM  
FOR DAMAGES ALLEGEDLY SUSTAINED TO HIS AUTO, WHICH OCCURRED WHEN A CITY EMPLOYEE BACKED  
A FRONT END LOADER INTO GARAGE LOCATED AT 666 HUNTERDON STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

October 3, 1979

Villani, President Harris.

7-R-be.            RESOLUTION AMENDING RESOLUTION 7-R-v, JANUARY 17, 1979, PETTY CASH, BY AUTHORIZING  
THE DIRECTOR OF FINANCE TO ISSUE CHECKS FOR VARIOUS DEPARTMENTS AND DIVISIONS OF THE  
CITY OF NEWARK, DUE TO A REORGANIZATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.            RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM BESS  
GERSHMAN, WIDOW, OWNER OF PREMISES 31 BROAD STREET, BLOCK 573, LOT 16, FREE AND CLEAR,  
WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.            RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN ARIDAS,  
PRINCIPAL LEGAL STENOGRAPHER, LAW DEPARTMENT, FOR PERIOD BEGINNING OCTOBER 30, 1979  
AND ENDING APRIL 30, 1980. (PRIVATE SECRETARY TO CORPORATION COUNSEL - FIRST LEAVE  
BEGAN OCTOBER 31, 1977)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.            RESOLUTION RECOGNIZING ROBERT H. FUST ON THE OCCASION OF HIS RETIREMENT AS  
EXECUTIVE DIRECTOR OF THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES; FURTHER, COMMENDING  
HIM FOR HIS NUMEROUS ACCOMPLISHMENTS ON BEHALF OF NEW JERSEY MUNICIPALITIES.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



October 3, 1979

7-R-b1.

RESOLUTION RATIFYING CONTRACTS WITH VAILSBURG FOODTOWN, INC.; ATLANTIC & PACIFIC FOOD STORES, INC.; FER-PAR/S/M INC. (C-TOWN); OLSHIN'S PHARMACY INC.; MAYFAIR SUPERMARKETS, INC. AND FOODTOWN SUPERMARKETS, INC. AND FOODTOWN SUPERMARKETS, FOR MAY 8, 1979 TO SEPTEMBER 30, 1979; AND AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACTS WITH VAILSBURG FOODTOWN, INC.; ATLANTIC & PACIFIC FOOD STORES, INC.; FER-PAR/S/M INC. (C-TOWN); OLSHIN'S PHARMACY INC.; MAYFAIR SUPERMARKETS, INC. AND FOODTOWN SUPERMARKETS, FOR PERIOD MAY 8, 1979 TO SEPTEMBER 30, 1979 (RESOLUTION 7-R-bj, APRIL 18, 1979); MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK \$1,386,000., TO PROVIDE NECESSARY ELEMENTS OF FOOD COMPONENTS FOR WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant.

Councilman Grant said he would want to know for the record whether or not, if we were to defer action on this resolution, whether it would cause any hardship on the persons who must frequent these stores, and if not, he certainly would concur in deferring action.

Chief Analyst Polster replied that the term of these contracts covers the period from May 8, 1979 to September 30, 1979. So the term is over.

Councilman Johnson indicated he would change his motion to a deferment.

Councilman Grant indicated he would agree to change his second to a deferment.

Councilman Bottone said it should be brought out for the record why we would like to have this deferred because one of the stores have seen fit to move their facilities out of Newark and yet they want to take our contract, our money and our profits. If A & P sees fit that they want to sell and service the constituents of the City of Newark, possibly we can just delete A & P out of the resolution and move at that point or if the contract comes up next time lets deal with it at that time.

Councilman Tucker said he has no problems with deferment because they are not in receipt of their money. They have provided the services and he does not believe a deferment would make a difference. His concern, he has no particular love for A & P but he remembers the last time we discussed this, there is only one A & P located on Spruce Street. The only reason they were included within this contract, and he believes they as a Council in the past, deferred it and subsequently we rejected A & P. We had representatives from the senior citizens indicate to us the only problem they had was that

October 3, 1979

this was the only store around their area that would work in cooperation with the City on this particular problem. That was the issue. It was not a matter whether A & P was a good store, bad store, quite frankly he shares his colleague's opinion.

Councilman James said his question is based on previous question posed by Councilman Grant. He indicated whether there would be any harm in the program if the Council were to defer. In reading the resolution, it states the Council's action is paying for services heretofore rendered. So in fact, if we do not take action at this time, it would not be a question of not paying for services forthcoming, it would be holding up payment for services already rendered. The date in question is from May 8, 1979 to September 30, 1979. The answer to Councilman Grant is that we would not be holding up any current services under contract.

Councilman Carrino said as far as any conversations on this topic whether or not the contractors are ratified is not a major concern to him but since he lost three A & P's in the North Ward, his vote would be in the negative. He understands there is one A & P serving constituents, so he could understand why this would be passed but he hopes everyone understands since A & P saw fit to move three stores from the North Ward and as long as they are on this resolution he will never cast an affirmative vote.

Councilman Grant said in terms of ratification, naturally we would not be prohibiting a service at this point, but those vendors who would understand that it is being deferred may in fact neglect to service the seniors and the indigent in the interim. He is sure the contract must be on-going otherwise they would not be serving. That was his concern. He knows it is a ratification of a past action, but just that it would not have an impact on the immediacy for the seniors and indigent people of the City.

Councilman James said he thinks what we would also have to know before individuals pass judgement is exactly what amount each of those companies are being paid. It might turn out to be that A & P are recipients of the least amount of money and it might be an insignificant amount. He would like the City Clerk's Office to provide the Council what amount for each group we are speaking about before they can intelligently weigh what advantages A & P is receiving, if any.

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Grant, James, Johnson, Martinez, Tucker,

Villani, President Harris.

No: Councilman Carrino.

7-R-bj.            RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO U.S. DEPARTMENT OF AGRICULTURE FOR FUNDS TO DEFRAY COST OF DEVELOPING EDUCATIONAL MATERIALS AND GUIDELINES TO PROMOTE BREAST FEEDING AS A DESIRED METHOD OF MEETING INFANT NUTRITIONAL NEEDS, AS A COMPONENT OF WOMEN'S INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.) (U.S. DEPARTMENT OF AGRICULTURE-\$45,879., CITY OF NEWARK/IN-KIND MATCH (PERSONNEL, CONSUMABLE SUPPLIES, SPACE)-\$35,638., TOTAL-\$81,517.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT PROGRAM'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.            RESOLUTION PROVIDING FOR APPLICATION TO BE MADE TO THE LOCAL FINANCE BOARD OF NEW JERSEY TO QUALIFY \$17,075,000. BONDS OF THE CITY OF NEWARK IN ACCORDANCE WITH THE MUNICIPAL QUALIFIED BOND ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.            RESOLUTION RECOGNIZING THE OUTSTANDING RECORD OF ETA PHI BETA, A NATIONAL BUSINESS AND PROFESSIONAL WOMEN'S SORORITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.            RESOLUTION GIVING CONSENT TO ST. LUCY'S DEVELOPMENT CORPORATION-VILLA VICTORIA

October 3, 1979

INC. FOR ASSIGNMENT, TRANSFER AND CONVEYANCE TO VILLA VICTORIA ASSOCIATES, LTD, OF  
THE FORMER'S HOUSING PROJECT ON SITE DESCRIBED ON OFFICIAL TAX MAP AS BLOCK 474  
(ENTIRE) AND BLOCK 473 AS TO THE FOLLOWING LOTS: 14, 15, 17, 18, 19, 21, 23, 24, 25, 52,  
54, 56, 58, 59, 60, 61, 62, 81, 83, 84, 85 AND 102, BEING 2-54 CUTLER STREET, 121-137  
SEVENTH AVENUE; 19-47½ MT. PROSPECT AVENUE AND 28-40 SIXTH AVENUE; SUM OF \$1,000, TO BE  
PAID TO CITY OF NEWARK, DETERMINED BY CORPORATION COUNSEL TO BE A REASONABLE CHARGE  
FOR LEGAL SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO REVIEW, PREPARATION AND/OR  
SUBMISSION OF PAPERS TO MUNICIPAL COUNCIL. (ORIGINAL RESOLUTION ADOPTED SEPTEMBER 26,  
1978, 7-R-Sa)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-bn. RESOLUTION HONORING ANDREW YOUNG AS A GREAT LEADER FOR HIS UNENDING CONTRIBUTIONS  
IN THE EVER PRESENT STRUGGLE FOR CIVIL RIGHTS ON BEHALF OF ALL THE WORLD'S PEOPLES;  
FURTHER DECLARING OCTOBER 30TH, 1979, AS "ANDREW YOUNG DAY" IN THE CITY OF NEWARK IN  
RECOGNITION OF HIS VISIT TO NEWARK, NEW JERSEY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,  
President Harris.

Not Voting: Councilmen Carrino, Martinez.

7-R-bo. RESOLUTION SUPPORTING AND ENCOURAGING PARENTAL INVOLVEMENT IN THE EDUCATION  
OF CHILDREN IN THE NEWARK SCHOOL SYSTEM.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-R-bp. RESOLUTION URGING THE PORT AUTHORITY AND FEDERAL AVIATION AUTHORITY TO TAKE  
IMMEDIATE ACTION TO REDUCE THE NOISE LEVELS AT NEWARK INTERNATIONAL AIRPORT WHICH ARE

October 3, 1979

DETRIMENTAL TO THE HEALTH AND WELFARE OF THE RESIDENTS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIESNOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON OCTOBER 27, 1979, AT 9:00 A. M., AT THECENTRAL WARD BOY'S CLUB, 1 AVON AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A.40A:12-13 (a), AND AUTHORIZING ADVERTISING OF EXHIBIT "A" AND NOTICE OF FURTHERMEETING, NOVEMBER 7, 1979, AT WHICH MEETING THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECTBIDS AS PROVIDED BY LAW. (NEW NEWARK LAND RUSH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTOCONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK HOUSING URBANDEVELOPMENT FUNDS, THIRD YEAR, APPROPRIATION AMOUNT OF \$17,001,073.; FOR AMOUNT NOTTO EXCEED \$11,999.; TO BE PAID FROM MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACTAWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that no sum shall be disbursed until receipt and acceptance of completed audits by Municipal Council was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker desired the record to indicate that neither he nor any member of his family is connected with this firm.

October 3, 1979

7-R-bs.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR PURPOSE OF TRANSFERRING GRANT FUND TO NEWARK ECONOMIC DEVELOPMENT CORPORATION; CONTRACT PROVIDES PAYMENT OF \$290,000. TO NEWARK DEVELOPMENT CORPORATION, CONTINGENT UPON RECEIPT OF GRANT FUNDS FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR PURPOSE OF GIVING A SUBORDINATED SECOND MORTGAGE LOAN IN AMOUNT OF \$220,000. AND A SUBORDINATED SECURITY LOAN IN AMOUNT OF \$70,000. TO SYNFAK URBAN RENEWAL CORPORATION FOR CONSTRUCTION OF BUILDING LOCATED AT AVENUE P, NEWARK, AND THE PURPOSE AND/OR INSTALLATION OF EQUIPMENT THEREIN. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE", PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AMENDED GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, TO ACCEPT AND IMPLEMENT AMENDED UDAG GRANT NO. B-AA-78-34-0108.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AMENDED CONTRACT WITH HOUSING DEVELOPMENT AND REHABILITATION CORPORATION FOR PERIOD SEPTEMBER 20, 1978 TO MAY 31, 1980; HOUSING DEVELOPMENT AND REHABILITATION CORPORATION WAS APPROPRIATED \$1,000,000. TO CARRY OUT STATED SERVICES; ADDITIONAL FUNDS NOT REQUIRED BY SAID AMENDATORY AGREEMENT FOR SAID PERIOD; NO ADDITIONAL CITY FUNDS ARE REQUIRED. (AMENDED

CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv. RESOLUTION ACCEPTING BID OF SALAAM ASSOCIATES TO LEASE APPROXIMATELY 200 SQUARE FEET OF FLOOR SPACE ON THE FIFTH FLOOR OF CITY-OWNED PREMISES, 605 BROAD STREET, NEWARK, NEW JERSEY, FOR \$100. PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw. RESOLUTION ACCEPTING BID OF JENNIE KOBUS TO LEASE APPROXIMATELY 100 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES, 972 BROAD STREET-LOBBY, NEWARK, NEW JERSEY, FOR \$120. PER MONTH FOR A ONE (1) YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION ACCEPTING BID OF SAMUEL L. NAUSBAUM TO LEASE APPROXIMATELY 480 SQUARE FEET OF FLOOR SPACE ON THE 3RD FLOOR OF CITY-OWNED PREMISES, 972 BROAD STREET, NEWARK, NEW JERSEY, FOR \$144.45 PER MONTH FOR A ONE (1) YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX

October 3, 1979

COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION ACCEPTING BID OF J. KLEIN & COMPANY TO LEASE APPROXIMATELY 300 SQUARE FEET OF FLOOR SPACE ON THE 2ND FLOOR OF CITY-OWNED PREMISES, 972 BROAD STREET-SUITE 201, NEWARK, NEW JERSEY, FOR \$133.75 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz. RESOLUTION ACCEPTING BID OF CENTER CITY CHECK CASHING SERVICE TO LEASE APPROXIMATELY 500 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES 200-202 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY, FOR \$125. PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca. RESOLUTION ACCEPTING BID OF JE'S COFFEE SHOP, INC. TO LEASE APPROXIMATELY 1,200 SQUARE FEET OF FLOOR SPACE ON GROUND FLOOR OF CITY-OWNED PREMISES, 17-19 WILLIAM STREET, NEWARK, NEW JERSEY, FOR \$324. PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT



October 3, 1979

ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, YOUNG ADULT CONSERVATIONS CORPS., \$40,446.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED OPERATIONS EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECTS, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE IV (FORMERLY TITLE III), \$191,682.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION RECOGNIZING MR. WILLIE J. THOMAS, THE PRINCIPAL OF NEWTON STREET SCHOOL AND THE YOUNGEST SCHOOL PRINCIPAL IN THE CITY OF NEWARK, AS AN OUTSTANDING ADMINISTRATOR OF THE NEWARK SCHOOL SYSTEM; FURTHER, THE NEWARK MUNICIPAL COUNCIL TAKES GREAT PLEASURE IN COMMENDING HIM FOR FULFILLING THE EDUCATIONAL NEEDS OF NEWARK'S CHILDREN THROUGH HIS 14 YEARS OF SERVICE AS A TEACHER, PROJECT COORDINATOR, EDUCATIONAL ADMINISTRATOR AND VICE-PRINCIPAL. IN ADDITION, HIS TENURE AS PRINCIPAL HAS BEEN MARKED

October 3, 1979

BY TREMENDOUS PROGRESS WHICH HAS MADE NEWTON STREET SCHOOL ONE OF THE MOST ADVANCED  
ELEMENTARY SCHOOLS IN NEWARK'S EDUCATIONAL SYSTEM.

(For action on this Motion, see pages 28 and 29 in the minutes of this meeting)

7-M-b.

A MOTION RECOGNIZING MRS. MATTIE WASHINGTON, AN ELEMENTARY SCHOOL TEACHER AT  
CHANCELLOR AVENUE SCHOOL, AS ONE OF NEWARK'S OUTSTANDING EDUCATORS, ESPECIALLY AS  
REGARDS HER WORK WITH NEWARK'S CHILDREN IN THE FIELD OF DRAMA AND HER AUTHORSHIP OF  
SEVERAL RESOURCE BOOKS ON BLACK STUDIES; FURTHER, THE NEWARK MUNICIPAL COUNCIL TAKES  
GREAT PLEASURE IN ACKNOWLEDGING MRS. WASHINGTON'S NUMEROUS CONTRIBUTIONS TO HER COMMUNITY  
THROUGH HER ACTIVE PARTICIPATION IN A NUMBER OF CHURCH AND CIVIC ORGANIZATIONS.

(For action on this Motion, see pages 28 and 29 in the minutes of this meeting)

7-M-c.

A MOTION HONORING MATTHEW SAAD MUHAMMAD WORLD BOXING COUNCIL LIGHT HEAVYWEIGHT  
CHAMPION OF THE WORLD, AND ACKNOWLEDGING HIS OUTSTANDING ACHIEVEMENTS AS A PROFESSIONAL  
BOXER, COMPILING AN ENVIABLE RECORD OF 25 VICTORIES WITH ONLY 3 LOSSES AND 2 DRAWS.  
FURTHERMORE, THE CITIZENS OF NEWARK AND THE NEWARK MUNICIPAL COUNCIL ARE PROUD TO  
WELCOME THE CHAMPION TO THE CITY OF NEWARK, NEW JERSEY AS CO-GRAND MARSHALL OF THE  
CITY-WIDE CELEBRATION, PROJECT PRIDE, ON THIS 22ND DAY OF SEPTEMBER, 1979, was made by  
Councilman Grant, seconded by President Harris and declared adopted by President Harris  
by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

7-M-d.

A MOTION HONORING HIS HOLINESS JOHN PAUL II ON THE OCCASION OF HIS RECENT VISIT  
TO THE UNITED STATES OF AMERICA WHEREIN HE DEMONSTRATED A DEEP COMMITMENT TO THE CAUSE  
FOR PEACE AND LOVE AMONG ALL PEOPLES; FURTHER RECOGNIZING HIS VISION AND SENSITIVITY  
TOWARD WORLD ISSUES, HIS FRANKNESS AND CANDOR IN ADDRESSING THE PROBLEMS SHARED  
BY ALL NATIONS AND MOST OF ALL HIS DEDICATION TO THE HIGHEST PRINCIPLES OF PERSONAL  
MORALITY AND ETHICS, was made by Councilman Grant, seconded by President Harris and  
declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

Councilman Tucker said he would like to propose a motion directing the City Clerk  
to communicate with Director of Fire Caufield to institute an investigation into the  
fire which took place at Leon's Furniture on Springfield Avenue, Newark. The second

part of the motion would be that we submit a communication to the Prosecutor's Office to investigate the actions of the Police Department and their lack of response with regard to Leon's Furniture Store.

Councilman James suggested the Council secure information from our own people and then based on the absence of the information we are seeking from our own people, then we know the situation to the best of our knowledge. If we talk about a fire, the Council has not met with Fire Director Caufield to pose any questions about that incident. To the best of his knowledge, no one has posed any question to Police Director Williams.

Councilman James stated he doesn't recall any meeting with our own Department Heads on the matter, prior to bringing other people in to investigate. He would like to know whether we have had any conversation with those individuals who are under our jurisdiction, as Members of the Legislative branch of Government, before having someone else coming into investigate.

Councilman Martinez asked Councilman Tucker if he would withdraw that motion and consider a motion to bring in Police Director and Fire Director at our next special conference and perhaps someone from the furniture company because all we really know is what we read in the newspapers. Some of us personally visited the site and he can understand his feeling on it and he agrees with Councilman James, perhaps we should deal with the Directors first, then of course, if we find there is some fault at the administrative level, then perhaps request an investigation.

Councilman Tucker said he has no problems with that. His concern is that we realistically address it and if they're calling the Fire Director in and the Police Director and also the proprietor of Leon's Furniture into our special conference and also he might add the Captain of the West District who met with the proprietor, maybe that might to a great degree give us the kind of background information to let us know. He has no problem if they change it, just call the Fire and Police Director in and the proprietor of Leon's Furniture and the Captain of the West District to at least give us an up to date interaction on the whole thing surrounding the Leon's Furniture Store fire.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO INVITE POLICE DIRECTOR WILLIAMS, FIRE DIRECTOR CAUFIELD, CAPTAIN OF THE WEST DISTRICT AND MR. WALTER LEIBOWITZ, PROPRIETOR OF LEON'S FURNITURE STORE TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE OCTOBER 9, 1979 TO DISCUSS THE FIRE WHICH OCCURRED AT PREMISES LOCATED ON SPRINGFIELD AVENUE,  
was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by

October 3, 1979

President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani.

Not Voting: Councilman Grant, President Harris.

Councilman James stated Members of the Council have before them a statement by this body dealing with head start programs which are funded by the United Community Corporation. The Leaguers head start program was cut and several others. We are talking about an incidental amount of money and the statement reads as follows, expressing the concern of all: Newark Municipal Council directs Newark Municipal Clerk to communicate with Director and Board Members of U.C.C. and urge that they reconsider the action by the five person special committee with regard to proposed cuts within three head start programs funded by U.C.C., that they as a Council believe that the alternative should be persuaded, to persuade U.C.C. to obtain adequate funding for all head start programs in the City of Newark. If HEW is not amenable to funding head start programs based on its needs, that the Newark Municipal Council urges U.C.C. to reallocate funds for administrative units to meet the program deficit of all head start units. They support the concept that the program should be equally funded. They feel that they should utilize the fiscal format of HUD, HEW and other Federal programs which indicates that on going programs should be held onward.

Councilman James believed that perhaps the money could be founded within the Administrative unit. If they cannot, then perhaps we should go back to funding from other agencies.

7-M-f.      A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE DIRECTOR AND BOARD MEMBERS OF THE UNITED COMMUNITY CORPORATION URGING THAT THEY RECONSIDER THE ACTION TAKEN BY THE FIVE PERSONS SPECIAL COMMITTEE IN REGARDS TO THE PROPOSED CUTS WITHIN THREE HEADSTART PROGRAMS FUNDED BY THE UNITED COMMUNITY CORPORATION, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.      The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RE-

October 3, 1979

CEIVED SEPTEMBER 24, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING LEFT TURN PROHIBITIONS ON BROAD STREET AND RAYMOND BOULEVARD."

(Deleting Broad Street and Raymond Boulevard

Adding North on Broad Street to West on Raymond Boulevard

West on Raymond Boulevard to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 17, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 24, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1 AND 23:3-2 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON FULTON STREET."

(Section 23:2-1, One-Way Streets

Deleting Fulton Street, Eastbound, from Broad Street to McCarter Highway

Section 23:3-2, Prohibiting Left Turns

Adding West on Fulton Street to South on Broad Street

North on McCarter Highway to West on Fulton Street, from 7:00 A. M.

to 9:30 A. M., and from 4:00 P. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 17, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RE-

October 3, 1979

CEIVED OCTOBER 1, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH THE TRADES BENEVOLENT ASSOCIATION)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 17, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 1, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER AGREEMENT WITH THE TRADES BENEVOLENT ASSOCIATION)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 17, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 2, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SHEET #11 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE CITY BLOCKS 401 AND 402 FROM A FIRST INDUSTRIAL DISTRICT TO A SECOND BUSINESS DISTRICT AND TO CHANGE BLOCK 410 FROM A FIRST INDUSTRIAL - THIRD RESIDENTIAL DISTRICT TO A SECOND BUSINESS DISTRICT."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the October 17, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 3, 1979

8-f. The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 13, SECTION 1 AND TITLE 15, CHAPTER 13, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966 (TO EXEMPT CERTAIN HOUSING UNITS SITUATED ON THE GROUNDS OF HOSPITALS WHICH ARE REGULARLY PATROLLED BY A SECURITY FORCE FROM THE REQUIREMENT TO PROVIDE FOR A SECURITY GUARD AND DOORMAN,"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 17, 1979 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from September 11, 1979 to September 25, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Sacred Heart Cathedral School	7856 (Amended)
St. Francis Xavier Roman Catholic Church	7933 (Amended)
St. Benedict's Church	7937 (Amended)
Parents Association of St. Benedict's Elementary School	7999 (Amended)
St. Bridget's Church	8032

October 3, 1979

RAFFLES LICENSESLICENSEELICENSE NUMBERAssociation of Friends & Employees of  
St. Michael's Medical Center, Inc.

7900 (Amended)

Newark Police Post 1439 VFW

8030

St. Casimir's Church

8031

St. Bridget's Church

8032

Roseville United Presbyterian Church

8033

Holy Name Society of Blessed Sacrament

8034

St. Benedict's Church

8035

Belleville H.S. Home &amp; School Association

8036

Belleville H.S. Home &amp; School Association

8037

Church of Our Lady of Good Counsel

8038

Open Heart Organization of New Jersey

8039

Rosary Altar Society of Sacred Heart

8040

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

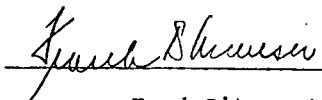
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

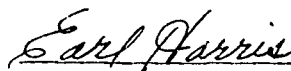
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:30 P. M.

APPROVED:


Frank D'Ascensio  
City Clerk



Earl Harris  
President



Newark, New Jersey, October 9, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 2:00 P. M., Tuesday, October 9, 1979, in the Council Chamber, City Hall, Newark, New Jersey.

At 3:30 P. M., City Clerk Frank D'Ascensio called the meeting to order and called the roll.

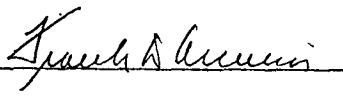
Present: City Clerk Frank D'Ascensio.

City Clerk D'Ascensio announced we do not have a quorum and this special meeting, in accordance with Rule XI, of Title 2, Revised Ordinances of the City of Newark, is adjourned to 2:00 P. M., Wednesday, October 10, 1979.

City Clerk: This meeting stands adjourned to 2:00 P. M., Wednesday, October 10, 1979.

This meeting adjourned at 3:35 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

Oct. 9, 1979

7

Newark, New Jersey, October 10, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was adjourned to this date, in the Council Chamber, City Hall, Newark, New Jersey.

At 2:00 P. M., City Clerk Frank D'Ascensio called the meeting to order and called the roll.

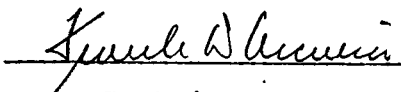
Present: Councilman Tucker, City Clerk Frank D'Ascensio.

Councilman Tucker suggested the items requested by the Mayor to be considered at this meeting be considered at the regular meeting of the Municipal Council to be held 8:00 P. M., Wednesday, October 17, 1979.

City Clerk D'Ascensio announced we do not have a quorum and this special meeting, in accordance with Rule XI, of Title 2, Revised Ordinances of the City of Newark is adjourned to consider this legislation at the regular meeting of the Municipal Council, 8:00 P. M., Wednesday, October 17, 1979.

This meeting ajourned at 2:05 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk



Newark, New Jersey, October 17, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend J. J. Jackson, Israel Memorial A. M. E. Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 9, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD AUGUST 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD AUGUST 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

October 17, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JULY 25, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JULY 25, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAUKE/RAMAPO, HELD AUGUST 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD AUGUST 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented COPY OF MINUTES OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD AUGUST 15, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JUNE, 1979.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY, 1979 TO AUGUST, 1979.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF SEPTEMBER, 1979.

A motion to approve the Report of Contracts Awarded subject to passage of resolutions covering Marketing Associates - \$60,000. and Richard Browne Associates - \$14,967. was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k. The City Clerk presented REPORT OF EXAMINATION OF ACCOUNTS, CITY OF NEWARK, FOR THE YEAR 1978, PREPARED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report of Examination of Accounts be received and Staff study made for report to the Council was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 17, 1979

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning 216 feet south of the southerly curblin  
of Ruth Street and extending 22 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET.

(Beverly Street, from Leslie Street to Newark City Line

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.



6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:4-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON CABINET STREET AND UNIVERSITY AVENUE.

(Section 23:2-1, One-Way Streets

Cabinet Street, Eastbound, from Morris Avenue to Bruce Street

Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets

University Avenue, from Broad Street to Washington Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MORRIS AVENUE.

(Morris Avenue, West side, beginning at the southerly curblin of New Street

and extending 100 feet southerly therefrom, from 7 A. M. to

6 P. M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance

October 17, 1979

is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON DEWEY STREET.

(Dewey Street, West side, beginning 128 feet north of the northerly curbline of Shaw Avenue and extending 20 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SCHALK STREET AS A ONE-WAY STREET.

(Schalk Street, Northbound, from Ferry Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-g. The City Clerk read AN ORDINANCE TO AMEND TITLE 23, CHAPTER 5 BY ADDING THERETO A SECTION 14 "PERMITTING THE USE OF A DENVER BOOT" TO TITLE 23, CHAPTER 5 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(This ordinance authorizes use of "Denver Boot" in impounding motor vehicles parked in violation of parking regulations within the City of Newark)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET.

(Willow Street, Westbound, from Washington Street to University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 17, 1979

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING LEFT TURN PROHIBITIONS ON BROAD STREET AND RAYMOND BOULEVARD.

(Deleting Broad Street and Raymond Boulevard

Adding North on Broad Street to west on Raymond Boulevard

West on Raymond Boulevard to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:3-2 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON FULTON STREET.

(Section 23:2-1, One-Way Streets

Deleting Fulton Street, Eastbound, from Broad Street to McCarter Highway

Section 23:3-2, Prohibiting Left Turns

Adding West on Fulton Street to South on Broad Street

North on McCarter Highway to West on Fulton Street,

from 7:00 A. M. to 9:30 A. M. and from 4:00 P. M. to

6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH THE TRADES BENEVOLENT ASSOCIATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-l.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER AGREEMENT WITH THE TRADES BENEVOLENT ASSOCIATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SHEET #11 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE CITY BLOCKS 401 AND 402 FROM SECOND INDUSTRIAL DISTRICT TO A SECOND BUSINESS DISTRICT AND TO CHANGE BLOCK 410 FROM A FIRST INDUSTRIAL - THIRD RESIDENTIAL DISTRICT TO A SECOND BUSINESS DISTRICT.

October 17, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-n. The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 13, SECTION 1 AND TITLE 15, CHAPTER 13, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966 (TO EXEMPT CERTAIN HOUSING UNITS SITUATED ON THE GROUNDS OF HOSPITALS WHICH ARE REGULARLY PATROLLED BY A SECURITY FORCE FROM THE REQUIREMENT TO PROVIDE FOR A SECURITY GUARD AND DOORMAN).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-o. The City Clerk read AN ORDINANCE AMENDING "AN ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII, BY ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT MUNICIPAL COUNCIL MEETINGS." (6-S & F-b, APRIL 19, 1979)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

President Harris indicated representatives of the television media were present in the balcony filming the proceedings of the Municipal Council.

The City Clerk read into the record his statement of determination with reference to the initiative petition that was recently filed in his office.

"On September 7, 1979 there was filed in my office on behalf of a Committee of Petitioners, a petition proposing 'An Ordinance to require the City of Newark to maintain a police force of not less than 1,200 police officers nor more than 1,522 police officers available for actual duty at all times.'

After completing my examination of the petitions and pursuant to N.J.S.A. 40:69A-187, I certified to the Municipal Council at the next meeting held on September 19, 1979, that the petition was insufficient in that it contained the signatures of only 5,310 qualified voters, whereas 7,733 were required by statute, and, further, that the petition did not contain the affidavit of the circulator thereof. I also at once notified the Committee of Petitioners of this certification.

Pursuant to N.J.S.A. 40:69A-188, the Committee of Petitioners on September 28, 1979, filed an amended petition in my office.

Upon further examination, I find that the amended petition contains the required number of signatures of qualified voters and the proper statement of the circulator of the petitions. Pursuant to N.J.S.A. 40:69A-190, I find the amended petition sufficient and hereby submit my certification thereof."

The City Clerk cited N.J.S.A. 40:69A-190 (First Reading and Public Hearing) and indicated that in accordance with the statutes, this ordinance has been adopted on first reading.

October 17, 1979

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD THERETO A PROVISION REQUIRING THE CITY OF NEWARK TO KEEP AND MAINTAIN A POLICE FORCE OF NOT LESS THAN 1,200, NOR MORE THAN 1,522 POLICE OFFICERS AVAILABLE AT ALL TIMES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

The City Clerk indicated this ordinance has been prepared by the Law Department pursuant to his direction and in line with the requirement of the statutes. In connection with the preparation of this ordinance, the Corporation Counsel has not signed this ordinance.

The City Clerk read Corporation Counsel Perillo's legal opinion on this matter.

"OCTOBER 17, 1979

TO: FRANK D'ASCENSIO, City Clerk  
FROM: SALVATORE PERILLO, Corporation Counsel  
RE: INITIATIVE PETITION - 1200 POLICE OFFICERS

You have referred to this office for review an Initiative Petition filed by a Committee of Petitioners pursuant to N.J.S.A. 40:69A-184. This proposed Initiative, if approved by the Municipal Council or by the voters, would required that "The City of Newark shall keep and maintain a Police Force of not less than 1200, nor more than 1522 Police Officers available for actual duty at all times." You have requested that this office review this proposed Initiative as to legality.

I have reviewed the proposed initiative ordinance and it is my opinion that this proposal is defective on its face for two reasons:

First, the proposed initiative ordinance is similar to an ordinance which was considered by the Municipal Council earlier this year. At that time, I advised the Municipal Council that the ordinance they were then considering would be in conflict with the City Charter in that it would attempt to take administrative discretion away from the Mayor and the Police Director. See Legal Opinion from Salvatore Perillo, Corporation Counsel, to Frank D'Ascensio, City Clerk, dated January 3, 1979. At that time, I advised the Municipal Council through your office that the proposed ordinance was, in my opinion, illegal. The same reasoning would apply in the case of an ordinance submitted by the voters through an initiative. The voters have no greater power to initiate legislation than the Municipal Council has to adopt it. See, Maese v. Snowden, 148 N.J. Super. 7 (App.Div. 1977).

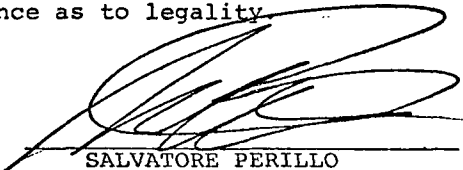


The proposed initiative is defective on its face for another reason. There are some areas where the right of the voters to initiate legislation is less than the right of the governing body. Our courts have held that:

"If governments are to function, there must be some area in which administrative action will be final. In many situations it is difficult to determine how far the limitations should go. The courts must draw the line in these situations, and in doing so must balance two interests -- the protection of City government from harassment as against the benefit of direct legislation by the voters." (See, Cuprowski, et al, v. City of Jersey City, 101 N.J. Super. (Law Div. 1968)).

The proposed initiative would attempt to infringe upon the ability of the government to govern by requiring the budgeting and hiring of a minimum number of employees within the Police Department. The proposed initiative would also impose an arbitrary ceiling on the maximum number of Police Officers that the City could employ. The proposed initiative does not retain any right in the City to alter the minimum and maximum number of officers. The attempt by the petitioners in the present case to take from the City government an administrative prerogative runs counter to the long standing rule that the initiative process is limited to legislative functions only, and that administrative actions are not a proper subject of an initiative. Cuprowski, supra; McCrink v. West Orange, 85 N.J. Super. 86 (App.Div. 1964).

For the above reasons, it is my opinion that the proposed initiative is illegal on its face and that the City should request the courts to enjoin the submission of this initiative to the voters at the November 1980 election. At your request, I have prepared an ordinance which would be consistent with the petition. However, in light of the above opinion, I am unable to approve this ordinance as to legality.



SALVATORE PERILLO  
Corporation Counsel

cc: Kenneth A. Gibson, Mayor "

A motion to establish the date for public hearing, second reading and final passage for 1:00 P. M., Wednesday, November 7, 1979, in the Council Chamber, was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Martinez reflected on the letter from Mayor Gibson, dated September 13, 1979, which stated:

October 17, 1979

"September 13, 1979

To: Municipal Council

Re: Petition on Minimum Strength of Police Department

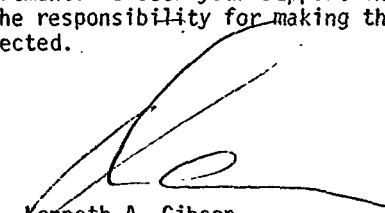
After considerable review of the implications of the proposed ordinance to establish a minimum number of police officers for the City, it is the opinion of this administration that such action not only would not be in the best interests of the City, but would in fact cause problems of catastrophic proportions in the delivery of other basic municipal services. Because of the serious nature of such consequences, I strongly urge the Council to reject this ordinance and any other similar or related legislation.

My feelings in this matter stems not from any lack of concern for the safety of our citizens, but rather from the larger perspective of our responsibility to provide an entire range of services to the Newark public. As elected officials, we are charged with the duty to insure the health, safety and welfare of the population, within the fiscal and statutory constraints established by the State. While police protection is an important facet of that total responsibility, to overemphasize that part at the expense of other critical functions would be to abandon the reasons for which we were elected.

To better appreciate my concern consider the following: To meet the minimum requirements of the ordinance, the City would require approximately 250 Police Officers above the level currently provided in the City budget. With the total costs of a single officer now exceeding \$25,000; including salary and fringe benefit costs, such action would cost in excess of \$6.3 million. If one were to further consider the implications of the union negotiations currently underway, and those of replacing sick, vacationing or retirement leave personnel to comply with the "available for actual duty" concept included in the petition, the total costs would exceed \$7.5 million in 1980 alone.

Due to the constraints of the CAPS law it is clear that provision of such additional funding for police would only be accomplished through an offsetting reduction in other municipal appropriations. With the reductions of 1979 still fresh in our minds, such cuts would not come from any mystical "fat" in the budget, but rather from the bone and blood of areas like health care, sanitation, fire protection and similar vital services. By way of example, if the costs of increased police services were to be absorbed thru reductions in non-uniformed personnel, the proposed ordinance would force the layoff of approximately 475 more current municipal employees. I for one, find such a loss to be inconceivable and contrary to the needs of our citizens.

In light of such consequences and in view of the realities of declining Federal and State assistance, and of the the economic problems facing Newark and the nation, may I conclude by reiterating my total opposition to the imposition of any minimum limitations on the size of the Newark Police Department. I seek your support in this matter and stand ready to accept the responsibility for making the tough decisions for which I was elected.



Kenneth A. Gibson  
MAYOR"

Councilman Martinez said he can conceive now why Corporation Counsel of the City has given his legal opinion. However, he believes there are other opinions and other things that must be taken into consideration. The opinion of the State Police which has given a true and proper perspective of Newark crime index from January to June shows that people's lives have been taken away in the City of Newark. When the Mayor indicates in his letter his concern for the health and safety of the citizens of Newark, he wonders if he takes into effect the statistics and what is happening in the City of Newark. Corporation Counsel Perillo talks about the rights of elected officials. Councilman Martinez questioned the rights of the citizens and if they are going to allow criminals to take over the City in the area of crime.

Councilman Martinez indicated they had a meeting in the East Ward, on Monday, October 15, 1979. On Friday, October 19, 1979 they are contemplating a City-wide meeting at the Portuguese Club, 55 Prospect Street, Newark, and they want everyone to join them. The purpose of this meeting is to discuss a plan which has been formulated to do something about additional police protection. At a meeting October 15, 1979 of the businessmen in the East Ward, it was unanimously agreed to withhold all payroll and property taxes to the City of Newark beginning November 1, 1979 due to community concern with the increase in crime and the City's apparent reluctance to put on additional policemen to alleviate this problem. It was unanimously agreed to withhold any monies and to hire private security to patrol and provide proper protection which the taxpayers rightfully deserve.

Councilman Martinez said he respects the Mayor for his decision and the Corporation Counsel for his opinion. He declared this is the most serious situation he has faced in the City of Newark. This body must take a firm stand, establish a date for the public hearing of the ordinance, whatever the figure, to see that the citizens of Newark can safely walk the streets.

Councilman Carrino concurred with Councilman Martinez. He indicated the North Ward will be represented at the meeting Friday night to discuss the possible withholding of taxes, which he thinks is a very serious matter. Although this situation has been going on for more than a year, he thinks in all fairness to the Mayor and Administration, the fact that this situation has existed for more than a year has given the Mayor the benefit of the doubt to see that if what he said was in reality true about the crime situation. The Mayor also made a statement to the Council and the Public Service, and it was publicized in the newspaper, that he does not know one policeman who has stopped a crime. Yet, he and his chauffeur stopped a crime the other day because they acted in the role of policemen who apprehended someone who mugged a

401  
October 17, 1979

woman. Just the statement the Mayor made about policemen not stopping crimes is a fallacy.

Councilman Carrino felt, more important, over the past three or four weeks, when they realized enough of these petitions were going to come in, he started from his office making periodic calls to the Police Department, at different times during the day and evening, and there was not one time that a police dispatcher picked up the telephone without a tape recorder going on first. Councilman Carrino contended that is atrocious, especially when a citizen is calling for a police car, an emergency, to have a tape recorder come on and then have to wait several minutes before an operator comes on. Councilman Carrino felt the Mayor has not taken into consideration the loss of revenues which the City is going to suffer as a consequence of businesses moving out, homeowners moving out and lose the type of people they do not want to lose in the City. Councilman Carrino urged interested parties to attend the public hearing on the ordinance on November 7, 1979 and make it known to Administration that we need more policemen.

Councilman Bottone asserted they have given the Administration enough time and the citizens have been patient enough. It is time the citizens tell the Administration they want more security. He supports his colleague from the East Ward. The West Ward will certainly be represented at the meeting Friday night.

Councilman James said the City needs more policemen, but no one knows the number of policemen needed. They should be concerned about more effective utilization of existing policemen. Councilman James agreed with Councilman Carrino about the tape recorded messages when a citizen tries to get a policeman. However, he disagrees on the tactics proposed. They have had a special meeting and they are not of the opinion for an elected official to recommend an illegal act not to pay taxes, which encompasses many other deliveries of essential services in Newark. He is not of the opinion they can blackmail the Mayor, saying if they withhold taxes, they will force the Mayor to do this. The Mayor is not one to react favorably to any type of blackmail. Councilman James felt they have a police problem and they should address themselves to the police issue.

Councilman James said he finds it rather strange that they are very much concerned about the delivery of essential police services and yet no one is making a recommendation that Police Director Williams be fired, and it is this body that can bring the Police Director up on charges. If the Police Director is not doing his job, it would seem this body would bring charges against the Police Director and act upon that.

He finds it strange that this body approved the legislation to allow Mayor Gibson to appoint a Chief of Police if they are so concerned about the direction the Police Department is going. They are giving the Mayor that power, which to him is an act of good faith on the part of the Mayor.

Councilman James reiterated they support the additional policemen and they should talk about more effective utilization of the existing manpower. They should not sit up here and be naive to suggest all police in uniform are doing their job. He is not of the opinion that an elected official should recommend an illegal act in order to bring about a desirable act.

Councilman Carrino said as an elected official, he promised to guarantee safety to the citizens of Newark. He opined necessary City services to be offered during the financial crunch are police and sanitation. It is up to the Mayor and Administration to determine the real basic services. The 30% increase is only the increase in calls on the recorder. There are calls which go unanswered. If all calls were taken into consideration, it would go up to 50%. Councilman Carrino said perhaps 1,200 is not the right number, but the Mayor has not agreed to sit down with the Council to discuss this matter. Councilman Carrino indicated he wrote a letter to the Mayor requesting he fire Police Director Williams, but the Mayor has not given him the courtesy of a response to that letter. Councilman Carrino felt the Police Director is part of the problem, and the police morale is very low. When they get the additional policemen, they should start with a new slate and have a new Police Director.

Councilman Martinez appreciated Councilman James' remarks. He recalled when they adopted an ordinance to establish a minimum of 1,300 police officers in the Police Department, they were told by the Corporation Counsel it was illegal to establish a minimum or maximum amount. Now they have petitions and were told this is illegal. The Council discussed this matter with the Mayor and Police Director, and that does not work. Councilman Martinez indicated they pay taxes for services, but they are not getting essential services. He questioned what is illegal about saying if they do not have services, they are not going to pay for them.

The motion to establish the date for public hearing, second reading and final passage for 1:00 P. M., Wednesday, November 7, 1979, in the Council Chamber, was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

The City Clerk was further authorized and directed to advertise said ordinance

October 17, 1979

and to indicate this ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

The City Clerk stated on October 3, 1979 the Council adopted Ordinance 6-Ph, S & F-e, AN ORDINANCE AMENDING TITLE 17, OFFENSES, MISCELLANEOUS, CHAPTER 2, DISORDERLY CONDUCT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REGULATING THE STARTING TIME FOR PARADES ON SUNDAY. This ordinance was submitted to the Mayor on October 4, 1979 and returned by the Mayor on October 16, 1979, and appended thereto is a reason for his veto, which the law requires the City Clerk to read.

Councilman Tucker said there was a legal question raised as to whether or not the time has elapsed in regard to the veto. If the time has elapsed, then the veto is irrelevant.

The City Clerk reiterated the ordinance was submitted to the Mayor on October 4, 1979 and it was received in his office on October 16, 1979, which is eleven days after it was submitted to the Mayor. N.J.S.A. 40:69A-41 states, "Ordinances adopted by the Council shall be submitted to the Mayor, and he shall within ten days after receiving any ordinance, either approve the ordinance by affixing his signature thereto or return it to the Council by delivering it to the Municipal Clerk together with a statement setting forth his objections thereto or to any item or part thereof. No ordinance or any item or part thereof shall take effect without the Mayor's approval, unless the Mayor fails to return an ordinance to the Council within ten days after it has been presented to him, or unless Council upon reconsideration thereof on or after the third day following its return by the Mayor shall by a vote of two-thirds of the members resolve to override the Mayor's veto."

The City Clerk read the Mayor's veto which was received October 16, 1979, at 9:12 A. M.

KENNETH A. GIBSON  
MAYOR  
NEWARK, NEW JERSEY  
07102

## M E M O R A N D U M

"TO: Frank D'Ascensio, Municipal Clerk  
FROM: Kenneth A. Gibson, Mayor  
RE: Veto of Parade Ordinance  
DATE: October 11, 1979

CITY CLERK'S OFFICE  
NEWARK, N.J.  
1979 OCT 16 AM 9:12

I am returning Ordinance 6PH S and FE 100379 to you as vetoed. I object to this Ordinance because it is unnecessary, would pose an undue hardship on parade participants, would set a dangerous precedent, and would hamper the City's ability to exercise discretion in granting parade permits.

Traditionally, the Newark Police Department has been responsible for granting or denying parade permits, based on its informed judgement as to the appropriateness of time, date and place. The attached Ordinance would forbid parades and the preparation for Sunday parades before one o'clock in the afternoon. Thus, it would eliminate some of the City's discretion in granting a permit.

Inasmuch as hours of preparation and aid are required prior to the actual starting time of a parade, this Ordinance would unduly burden parade participants who would not be able to get their parades started until late in the afternoon, close to Sunday dinner-time. That, in turn, would reduce participation and viewership.

Traditionally, many parades and festivals have started early on Sunday. For example, the Columbus Day Parade not only started at noon, but preparations and assembly began around nine o'clock in the morning. The Saint Gerard Festival starts early in the morning. The Puerto Rican Day Parade started at one o'clock but was preceded by a Marathon Run in the morning. The Black Heritage Parade started at one o'clock but preparations began early in the morning. One of our largest parades, the Ironbound Memorial Day Parade, required barricading of streets in the morning, as well as setting up a large reviewing stand early in the day for the numerous federal, state and local dignitaries. Similarly, the annual St. Patrick's Day Parade required assembly of buses and participants from all over the state in the morning.

Our great parades require detailed planning. This Ordinance would force the parade organizers to totally change their plans. It is unfair to them and communicates the message that the City does not welcome their parades.

Furthermore, the Ordinance sets a bad precedent. Today, starting time is ordained. Tomorrow, it might be the date or the place. By ordaining these matters, the City has no flexibility. If we wanted to make an exception, we would be hard-pressed to do so as we would have to introduce special legislation.

The current system has worked well and enabled the City to use its collective expertise in deciding to grant parade permits. Permits are not granted for hours when the peace might be disturbed, nor for congested areas on weekdays. In fact, Sunday is the most popular day for parades.

To hinder the success of these parades via a restrictive Ordinance is unfair. There are only a half a dozen major parades in Newark each year, so it is not a regular Sunday occurrence. Lattitude ought to be allowed, lest we lose one of the City's major attractions.

In summary, I object to this Ordinance which threatens good historical practices. Its purpose can be accomplished in ways other than the ordinance process."

The City Clerk stated he has before him copy of the original document upon which is inscribed "Rejected by the Mayor" and there must be some continuity of action by this Council which will restore this presumably erroneous rejection by the Mayor to produce an effective ordinance.

The City Clerk stated the Law Department submitted a legal opinion which concurs with his statement. Therefore, this ordinance will be advertised in accordance with law and will become effective in accordance with law. The ordinance is now in effect.

Councilman Carrino indicated he wanted to propose an amendment to this ordinance because one of the reasons which was incorporated in the Mayor's letter seemed to indicate to him that the Mayor had no knowledge of the Council's purpose of this ordinance.

6-F-g. The City Clerk read AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE AMENDING TITLE 17, OFFENSES, MISCELLANEOUS, CHAPTER 2, DISORDERLY CONDUCT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REGULATING THE STARTING TIME FOR PARADES ON SUNDAY," ADOPTED OCTOBER 3, 1979 (6-S & F-e).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

6-F-r. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION OF EVALUATION SPECIALIST, MUNICIPAL COUNCIL)

(Evaluation Specialist,  
Municipal Council \$23,021. - \$23,021.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the



October 17, 1979

following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 7, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 11A, CHAPTER 1, SECTION 2, AND SECTION 5(a), AND TO ADD THERETO A NEW SECTION OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) PROHIBITING CERTAIN FUELS AND PORTABLE APPLIANCES, AND TO REQUIRE APPROVALS AND PERMITS FOR THE USE THEREOF AND TO AMEND CHAPTER 2, SECTION 4 OF TITLE 11A.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, OF THE STATE OF NEW JERSEY, THAT:

Section 1. Title 11A, Chapter 1, Section 2, of the Revised Ordinances of the City of Newark (1966) is hereby amended to read as follows:

11A:1-2 Adoption by reference of fire prevention code recommended by the Building Officials and Code Administrators International, Incorporated (BOCA).

There is hereby adopted by the City of Newark, New Jersey for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code, recommended by the Building and Code Administrators International, Inc. (BOCA), being particularly the 1978 edition and amendments thereto, of which code not less than 10 copies have been and now are filed in the Office of the City Clerk of the City of Newark, New Jersey, and in the Bureau of Fire Prevention charged with the enforcement of said Ordinance pursuant to R.S. 40:69A-181, the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this Ordinance (Chapter) shall take effect, the provisions thereof shall be controlling within the limits of the City of Newark, New Jersey.

October 17, 1979

Section 2. Title 11A, Chapter 1, Section 5 (a) of the Revised Ordinances of the City of Newark (1966) is hereby amended to read as follows:

11A:1-5 Penalties

- (a) Except as otherwise provided by State law, the penalty for violation of any of the provisions of this Code or the provisions of any permit issued in conformity herewith shall be that penalty prescribed by R.O. 1:1-9(a), (b), and (c) as amended and supplemented.

Section 3. Title 11A, Chapter 1 of the Revised Ordinances of the City of Newark (1966) is hereby amended to add thereto the following section prohibiting the use of certain fuels and portable kerosene heaters and to require approvals and permits for the use thereof:

- (a) It shall be unlawful to use in any building or structure any portable gasoline, kerosene, or other portable appliances using liquid fuels for cooking or heating.
- (b) It shall be unlawful to install, maintain, and use any fixed kerosene or other fuel oil burning stove or heater, or appliance, for cooking or heating purposes, unless (1) such stove, heater or appliance has been approved by the Underwriters' Laboratories, or is one of equal kind and structure approved by the fire director or his designee.

Section 4. Title 11A, Chapter 2, Section 4 of the Revised Ordinances of the City of Newark (1966), is hereby amended to read as follows:

11A:2-4 SPECIFICATIONS. Where required by this Code, installation of all equipment shall conform to the applicable standards of the National Fire Protection Association listed in Appendix of the Fire Prevention Code referred to in Chapter 1, Section 2, and National Fire Protection Association standards Nos. 72E-1978, and 74-1978.

Section 5. Any existing ordinance, or part thereof, which is inconsistent with this ordinance, is hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JAMES KEYS, 164 FIFTH STREET, NEWARK, NEW JERSEY, CHAIRMAN, CITIZENS ADVISORY COMMITTEE TO THE FIRE DEPARTMENT OF NEWARK, spoke in favor of this proposed ordinance.

President Harris stated the Council is in accord with prohibiting this type of merchandise. They want to save as many human lives as possible.

Councilman James hoped they understand that as the price of oil continues to

go up and poor people are faced with a choice of freezing, survival and use of some illegal means, he thinks it is going to be incumbent upon individuals of Mr. Keys' stature and prestige to lobby against the oil companies, as was evidenced today, Senior Citizens going to Exxon throughout the nation. He does not recall any demonstrations in Newark, but unless they bring the cost down, individuals, who cannot afford oil and have a choice of freezing or using makeshift ways to heat, are going to use those methods. He hopes they would begin to organize and become more vocal against the spiraling cost of heating fuel, the energy crisis. They need to do it in Newark and he has not heard too many public outcries.

President Harris felt Councilman James is absolutely right in condemning the ungodliness of the culprits who control the fuel industry.

Councilman Tucker indicated he is in total favor of this ordinance. He finds the ordinance basically says it is illegal to have one of the old oil stoves and they have to get a permit to use it. The problem is that it is not illegal for the stores to sell them. It is illegal for someone to use it. Maybe at a later point they can amend the ordinance to prohibit the sale of these appliances. Councilman Tucker felt the ordinance must be directed toward the person who sells the stove. If there are no other means to get heat, people are going to use these appliances.

Mr. Keys thanked the Municipal Council for their consideration in this matter. However, he thinks the Fire Department and the Committee which he represents are going to continue to try to find means to prevent the hazard that can be expected from the use of these stoves. Perhaps they will be coming back to the Council with another proposal.

CAPTAIN WILLIAM KING, FIRE PREVENTION BUREAU, NEWARK FIRE DEPARTMENT, commented on Councilman Tucker's remark that the City ordinance does not state they may prohibit the sale of heating, lighting and cooking appliances using inflammable liquid, but the State Book of Basic Fire Prevention Code does prohibit the sale or use of any heating, lighting or cooking appliances using inflammable liquid if the City Fire Official declares it to be a hazard. Most of these appliances are not approved by Underwriters Laboratory, therefore, they could be declared a hazard by the Chief of the Fire Prevention Bureau.

Councilman Tucker felt the remarks made here should be submitted to the Fire Director, especially the remarks by Captain King, so that a declaration of hazard can be made. He thinks if they stop the sale of these items, they are moving more effectively.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

October 17, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000. SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, commended the City Clerk's prompt and expeditious manner in which he has reviewed and verified their petition for the referendum regarding a minimum number of police officers in the City of Newark. The groups and people who signed the petition are recommending to the Council that they hear the cries of the anguished citizens who are suffering from lack of proper security and police protection. They can no longer sustain the tremendous increase in crime as they see in their City. Many of the citizens have joined together in an attempt to have their voices heard. They are no longer satisfied with administrative and executive actions. Dr. Donato urged the Municipal Council to adopt the proposed ordinance establishing the minimum and maximum number of police officers in the City of Newark.

6-HC-b.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, urged the Municipal Council to adopt the police ordinance before them. She stressed the dire need for additional policemen in the City of Newark.

6-HC-c.

MR. RICHARD DOWLING, PRESIDENT, NORTH WARD PROPERTY OWNERS PROTECTIVE ASSOCIATION, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, urged the Municipal Council to use whatever power in their command to assure immediate passage of the police ordinance presently before the Council. As for how the money will be found, Mr. Dowling alleged that when the Mayor was asked if the composition of the 200 men to be returned to the

force would reflect the ethnic makeup of the City, what would he do. The Mayor's answer was he would put them on tomorrow.

Councilman Martinez queried if Mr. Dowling was saying that the Mayor indicated he is not going to hire the 200 policemen now because they do not represent the majority of residents of the City of Newark who are black.

Mr. Dowling replied he would say that is a fair assumption.

Councilman Martinez asserted he finds it hard to believe that the Mayor of the City of Newark, who was supported by all components of race, color and creed, would make such a statement. He requested the City Clerk be directed to forward a copy of these remarks to the Mayor for his response with respect to allegations made by the speaker.

Councilman Tucker felt as a matter of public edification, when they look at the number of policemen who were laid off, the so-called makeup, one of the points that was made to the Mayor directly was dealing with so-called minority representation of the so-called "dominant or majority" population. He thinks it came out that approximately 45% of the 200 police officers who were laid off were younger men. Not all of them live in Newark, but 45% of the minority population of the Newark police officers were in that 200 members. Also, it should be made clear that approximately 80% of the Hispanic speaking officers were laid off in that 200 as well. Councilman Tucker said he does not know the exact composition dealing with the ethnic makeup, but if the Mayor made the alleged statement, he finds it deplorable.

Councilman Tucker stated obviously the majority of the policemen who were laid off are white, but he indicated he does not believe it may make some significant difference in regard to a policeman being black or white. He does not believe that is one of the motivating factors in laying them off. Councilman Tucker added he hopes that the Mayor did not make the alleged statement, because he thinks it is deplorable if that was his statement. Councilman Tucker agreed with Councilman Martinez that they request a response in writing from the Mayor with regard to allegations made by this speaker.

Mr. Dowling contended he has no quarrel with any composition of the 200 men. He just wants them back on the job as fast as possible.

6-HC-d.      MR. THEODORE MURNICK, 374 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, felt it was an imposition to ask people to come downtown to register to address the Municipal Council at night. He asked the Council to consider lifting this registration requirement on a temporary basis to see what happens. Mr. Murnick complained about the deplorable conditions on Woodside Place. He agreed with Councilman Tucker's proposal to have public

October 17, 1979

hearings on tax abatement applications, and asked the Council to reconsider Councilman Tucker's proposal. Mr. Murnick indicated he has no objection to granting massive tax abatements and building middle-income housing and luxury housing in the City of Newark.

6-HC-e.            MR. THOMAS POSSUMATO, PRESIDENT, FRATERNAL ORDER OF POLICE, 139 WASHINGTON STREET, NEWARK, NEW JERSEY, maintained the Police Department is undermanned by some 400 men and the City is wide open for muggers, drug traffickers and prostitution. The Municipal Council is the legislative branch of the City and they have authority to adopt legislation, with or without a petition.

President Harris clearly stated he is not in favor of anybody holding back any taxes. Under no circumstances does he condone or will he sympathize with any property owner holding back taxes.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a.            RESOLUTION RATIFYING CONTRACTS WITH VAILSBURG FOODTOWN, INC.; ATLANTIC & PACIFIC FOOD STORES, INC.; FER-PAR/S/M INC. (C-TOWN); OLSHIN'S PHARMACY INC.; MAYFAIR SUPERMARKETS, INC. AND FOODTOWN SUPERMARKETS, FOR PERIOD MAY 8, 1979 TO SEPTEMBER 30, 1979; AND AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACTS WITH VAILSBURG FOODTOWN, INC.; ATLANTIC & PACIFIC FOOD STORES, INC.; FER-PAR/S/M INC. (C-TOWN); OLSHIN'S PHARMACY INC.; MAYFAIR SUPERMARKETS, INC. AND FOODTOWN SUPERMARKETS, FOR PERIOD MAY 8, 1979 TO SEPTEMBER 30, 1979 (RESOLUTION 7-R-bj, APRIL 18, 1979); MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK \$1,386,000., TO PROVIDE NECESSARY ELEMENTS OF FOOD COMPONENTS FOR WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.).

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council October 16, 1979)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Johnson.

Absent During Roll Call: Councilman Bottone.



7-R-b. RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM ACTION, REGION II, IN SUM OF \$76,277., FOR PERIOD SEPTEMBER 30, 1979 TO OCTOBER 17, 1979; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A GRANT-IN-AID CONTRACT TO ACCEPT FUNDS FROM ACTION, REGION II, FOR RETIRED SENIOR VOLUNTEER PROGRAM, FOR PERIOD OCTOBER 18, 1979 TO SEPTEMBER 29, 1980; TOTAL AMOUNT OF AFORESAID GRANT FOR STATED PERIOD IS \$76,277. (ACTION-\$76,277., CITY OF NEWARK IN-KIND (PERSONNEL, CONSUMABLE SUPPLIES)-\$45,753., TOTAL-\$122,030.) (NO EXPENDITURES OF ANY MUNICIPAL FUNDS REQUIRED AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT PROGRAM'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Morgan met with the Council October 16, 1979)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DRAFT CHECKS IN AMOUNTS SET FORTH ON ATTACHED EXHIBIT A TO PARTIES LISTED THEREIN, TO RETURN DEPOSITS PAID TO CITY OF NEWARK FOR PURCHASE OF CITY-OWNED PROPERTY. (UNSUCCESSFUL BIDDERS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION ACCEPTING BID OF HAWTHORNE REHABILITATION ASSOCIATION FOR THE PURCHASE OF 283-285 AND 293-303 HAWTHORNE AVENUE, BLOCK 3028, LOTS 17 AND 22, NEWARK, NEW JERSEY, FOR \$10,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.                    RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS THAT PORTION OF THE MORRIS CANAL BED ABUTTING THE REAR OF 441-467 RAYMOND BOULEVARD, BLOCK 2462, LOTS 21, 22 AND 27, NEWARK, NEW JERSEY AND FURTHER DESCRIBED ON ANNEXED SCHEDULE "A"; AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (INDUSTRIAL EQUIPMENT RENTAL & SALES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.                    RESOLUTION GRANTING TAX EXEMPTION ON PROPERTY 184 ELM STREET, BLOCK 962, LOT 2, OWNED BY LOUIS AND JOAN ABIN, FOR PERIOD OF FIVE YEARS COMMENCING JANUARY 1, 1980 AND TERMINATING DECEMBER 31, 1984, PURSUANT TO ORDINANCE 6-S & F-b, MAY 17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h, SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.                    RESOLUTION AUTHORIZING CORPORATION COUNSEL AND TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH EACH "OWNER OF RECORD" INDICATED ON ANNEXED LIST FOR AMOUNTS SHOWN THEREON. (TOTAL ARREARAGE SUM DUE THE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES TO BE PAID IN FULL ON DATE OF REDEMPTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.                    RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALONZO KITTRELS, PERSONNEL DIRECTOR, DEPARTMENT OF ADMINISTRATION, FOR PERIOD BEGINNING SEPTEMBER 20, 1979 AND ENDING MARCH 20, 1980. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN SEPTEMBER 15, 1975)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-i.                    RESOLUTION DESIGNATING AS "ALL WAY" STOP INTERSECTIONS AND MARKED, INTERSECTION  
OF SOUTH ELEVENTH STREET AND THIRTEENTH AVENUE, AND SOUTH ELEVENTH STREET AND TWELFTH  
AVENUE, FOR PERIOD OF THREE WEEKS, PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE  
REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-j.                    RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE A  
CONTRACT WITH MARKETING ASSOCIATES, 1011 ROUTE 22, MOUNTAIN SIDE, NEW JERSEY, LOWEST  
RESPONSIBLE BIDDER, FOR ADVERTISING AND PUBLICITY FOR A FEDERALLY FUNDED CRIME PROJECT,  
IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS CONTAINED IN CONTRACT #828/79;  
AMOUNT PAYABLE SHALL BE BASED UPON ACTUAL PERFORMANCE OF SERVICES BY CONTRACTOR, SAID  
CONTRACT NOT TO EXCEED \$59,971.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President  
Harris.

No: Councilman Carrino.

7-R-k.                    RESOLUTION APPOINTING 42 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-1. RESOLUTION AUTHORIZING TAX COLLECTOR TO CANCEL SEWER CONNECTION CHARGE OF \$163.25 PLUS INTEREST TO DATE FROM HIS RECORDS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PROPERTY 109 LYONS AVENUE, OWNED BY JULIUS KAPLAN; DURING COURSE OF INSTALLING SEWER CONNECTION BY NEWARK WATER DEPARTMENT, A PIPE WAS BROKEN CAUSING DAMAGE TO SAID PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION TO THE UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE REQUESTING FUNDS TO CONTINUE THE NEWARK LEAD POISONING PREVENTION AND CONTROL PROJECT, FOR PERIOD FROM JANUARY 1, 1980 TO DECEMBER 31, 1980. (FEDERAL GRANT-\$432,190., CITY IN-KIND CONTRIBUTION-\$68,328., TOTAL-\$500,518.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT PROJECT'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION RATIFYING CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR PERIOD JANUARY 1, 1979 TO OCTOBER 17, 1979, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR PROVISION OF NECESSARY PATIENT CARE AND MEDICAL TREATMENT FOR CHILDREN TESTED UNDER THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, FOR PERIOD OCTOBER 18, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE PAID FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979 IS \$8,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11-5(1)(a)) (FUNDS AVAILABLE IN 1979 ADOPTED BUDGET, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.            RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE, ON BEHALF OF CITY OF NEWARK, AMENDMENT TO LABOR AGREEMENT WITH LOCAL 2297, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, TO BE EFFECTIVE JANUARY 1, 1979 THROUGH DECEMBER 31, 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM, \$110,000.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.            RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE A CONTRACT WITH RICHARD BROWNE ASSOCIATES, 50 GALESI DRIVE, WAYNE, NEW JERSEY, ONLY BIDDER, FOR A STUDY TO DETERMINE ECONOMIC FEASIBILITY OF DEVELOPING AND MARKETING USE OF LAND FOR NEW COMMUNITIES DEVELOPMENT AREA WITHIN FAIRMOUNT COLLEGE HEIGHTS NEIGHBORHOOD, IN ACCORDANCE WITH THEIR PROPOSAL CONTAINED IN CONTRACT #829/79, IN AMOUNT NOT TO EXCEED \$14,967., EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.            RESOLUTION RATIFYING CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR PERIOD MAY 1, 1979 TO OCTOBER 17, 1979, AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR PURPOSE OF CONTINUING HOMEOWNERSHIP COUNSELLING SERVICES, FOR PERIOD OCTOBER 18, 1979 THROUGH APRIL 30, 1980 (RESOLUTIONS 7-R-b, APRIL 30, 1979 AND 7-R-bq, MAY 16, 1979), NEWARK REDEVELOPMENT AND HOUSING AUTHORITY SHALL RECEIVE FUNDS TALLING \$97,000. FROM MPDO/CDA TO CARRY OUT SERVICES; FUNDS PROVIDED IN HCDA GRANT, 5TH YEAR. (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.            RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTION IN 1979 CITY OF NEWARK BUDGET, FROM UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MUNICIPAL SALARY INCREASE TO CITY CLERK'S OFFICE AND MUNICIPAL COUNCIL, CITY CLERK'S OFFICE, SALARIES AND WAGES, CHIEF ANALYST - CITY CLERK; ADMINISTRATIVE ASSISTANT AND CHIEF ACCOUNTANT, TO PROVIDE ADDITIONAL FUNDS AS RESULT OF ORDINANCE 6-Ph, S & F-c, MAY 16, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-t.            RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO PARTICIPATE IN STATE-LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM, WHEREBY CITY SHALL PERFORM INSPECTIONS ON BEHALF OF BUREAU OF HOUSING INSPECTION, SUBJECT TO CONDITIONS SET FORTH IN ATTACHED "CONDITIONS OF AUTHORIZATION"; MAXIMUM AMOUNT RESERVED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR CITY OF NEWARK IS \$110,000., NO MATCH FUNDS REQUIRED BY CITY. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-u.                RESOLUTION RATIFYING CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION FOR PERIOD  
OCTOBER 9, 1979 TO OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S  
OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEW HOPE DEVELOPMENT  
CORPORATION, 117-119 SUSSEX AVENUE, NEWARK, ONLY BIDDER, TO PROVIDE A BUILDING  
MAINTENANCE PROGRAM FOR 50 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER  
19, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$73,000. (SOURCE OF FUNDS -  
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-v.                RESOLUTION RATIFYING CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC. FOR  
PERIOD OCTOBER 9, 1979 TO OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S  
OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL  
SERVICES, INC., 77-79 JACKSON STREET, NEWARK, ONLY BIDDER, TO PROVIDE A CLERICAL SKILLS  
TRAINING PROGRAM (OPEN-ENDED) FOR TRAINING AND PLACEMENT OF 32 PARTICIPANTS, FOR PERIOD  
OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED  
\$58,400. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF  
1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by  
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani.

Not Voting: President Harris.

7-R-w.                RESOLUTION RATIFYING CONTRACT WITH NORTH JERSEY COMMUNITY UNION FOR PERIOD  
OCTOBER 1, 1979 TO OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT  
AND TRAINING TO ENTER INTO A CONTRACT WITH NORTH JERSEY COMMUNITY UNION, 105 CHARLTON  
STREET, NEWARK, ONLY BIDDER, TO PROVIDE A MEDICAL EXAMINATIONS PROGRAM FOR MEDICAL  
EXAMINATIONS OF 500 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980;  
TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$20,000. (SOURCE OF FUNDS - COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

October 17, 1979

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION RATIFYING CONTRACT WITH NATIONAL ASSOCIATION FOR RETARDED CITIZENS FOR PERIOD OCTOBER 1, 1979 THROUGH OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH THE NATIONAL ASSOCIATION FOR RETARDED CITIZENS, 99 BAYARD STREET, NEW BRUNSWICK, NEW JERSEY, ONLY BIDDER, TO PROVIDE AN ON-THE-JOB TRAINING FOR RETARDED CITIZENS PROGRAM FOR TRAINING 108 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$35,000. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH NEWARK MANPOWER SKILLS CENTER FOR PERIOD OCTOBER 1, 1979 THROUGH OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEWARK MANPOWER SKILLS CENTER, 187 BROADWAY, NEWARK, FOR PERFORMANCE OF CLASSROOM TRAINING ACTIVITIES, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$105,828. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-z.                    RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH BOONE, YOUNG ASSOCIATES, INC., 551 FIFTH AVENUE, NEW YORK, NEW YORK, ONLY BIDDER, TO PROVIDE AN EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION IN-SERVICE TRAINING PROGRAM FOR 60 TRAINEES, FOR PERIOD NOVEMBER 1, 1979 THROUGH JANUARY 31, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$14,846.65. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-ba.                    RESOLUTION RATIFYING CONTRACT WITH NEWARK SERVICES CORPORATION FOR PERIOD OCTOBER 1, 1979 THROUGH OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEWARK SERVICES CORPORATION, 215 CENTRAL AVENUE, NEWARK, ONLY BIDDER, TO PROVIDE A SUPPORTED WORK FOR EX-OFFENDERS AND A.F.D.C. RECIPIENTS PROGRAM FOR TRAINING 125 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-bb.                    RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A MODIFICATION TO CONTRACT BETWEEN CITY OF NEWARK - MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING AND EMANUEL SENIOR CITIZENS (RESOLUTION 7-R-bm, OCTOBER 18, 1978 AND AMENDED BY RESOLUTION 7-R-cz, FEBRUARY 7, 1979) TO CORRECT A BUDGET ERROR BY REDUCING AMOUNT OF CONTRACT FROM \$105,301. TO \$104,717.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 17, 1979

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE AND  
DIRECTOR OF FIRE DEPARTMENT TO ENTER INTO AND EXECUTE A CONTRACT WITH THE COLLEGE OF  
MEDICINE AND DENTISTRY OF NEW JERSEY, WHEREBY THE COLLEGE SHALL ASSUME FULL RESPONSIBILITY  
FOR PROVISION OF EMERGENCY MEDICAL TRANSPORTATION SERVICES TO ALL CITIZENS OF CITY OF  
NEWARK, FOR PERIOD NOVEMBER 1, 1979 TO JULY 1, 1984; MAXIMUM AMOUNT TO BE PAID BY CITY  
TO COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR FIRST YEAR SHALL BE \$450,000.;  
CONTRACT CONTINGENT UPON FUNDS BEING BUDGETED FOR SUBSEQUENT YEARS BY MUNICIPAL COUNCIL.  
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW  
N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Health and Welfare Director Morgan met with  
the Council October 16, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, President  
Harris.

No: Councilman Tucker.

7-R-bd.

RESOLUTION RESCINDING RESOLUTION 7-R-c ADOPTED JULY 11, 1979, AUTHORIZING  
DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE COLLEGE  
OF MEDICINE AND DENTISTRY OF NEW JERSEY, WHEREBY THE COLLEGE SHALL ASSUME FULL RESPONSIB-  
ILITY FOR PROVISION OF EMERGENCY MEDICAL TRANSPORTATION SERVICES TO ALL CITIZENS OF  
CITY OF NEWARK; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK TO COLLEGE OF MEDICINE  
AND DENTISTRY OF NEW JERSEY UNDER AFORESAID CONTRACT SHALL BE A ONE-TIME PAYMENT OF  
\$438,000. (AUTHORIZATION TO ENTER INTO AFORESAID CONTRACT CONDITIONED UPON AWARD AND  
ACCEPTANCE BY CITY OF A GRANT FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT,  
OF H.C.D.A. FUNDS FOR YEAR V, WHICH GRANT CONTAINS ALLOCATION FOR FUNDS TO SUPPORT  
THIS CONTRACT; FURTHER CONDITIONED ON RECEIPT BY CITY CLERK OF REQUIRED CERTIFICATION  
FROM MUNICIPAL COMPTROLLER, IN COMPLIANCE WITH N.J.S.A. 40A:4-57) (CONTRACT AWARDED  
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Health and Welfare Director Morgan met with  
the Council October 16, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, President  
Harris.

No: Councilman Tucker.

7-R-be.                    RESOLUTION RATIFYING CONTRACT WITH WORK WORLD INC. FOR PERIOD OCTOBER 1, 1979 THROUGH OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORK WORLD INC., 972 BROAD STREET, NEWARK, ONLY BIDDER, FOR PERFORMANCE OF AN INSTITUTE FOR JOB DEVELOPMENT AND TRAINING PROGRAM, FOR TRAINING 50 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH JUNE 30, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$136,000. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani.

No: Councilman Carrino.

Not Voting: President Harris.

7-R-bf.                    RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND WORLDWIDE EDUCATIONAL SERVICES, FOR PERIOD OCTOBER 1, 1979 THROUGH OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, 60 DOWNING STREET, NEWARK, ONLY BIDDER, FOR VOCATIONAL ASSESSMENT OF 400 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$19,000. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani.

Not Voting: President Harris.

7-R-bg.                    RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND ST. ANN'S BI-LINGUAL LEARNING CENTER, FOR PERIOD OCTOBER 1, 1979 THROUGH OCTOBER 17, 1979; AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ST. ANN'S BI-LINGUAL LEARNING CENTER, 304 SOUTH 12TH STREET, NEWARK, ONLY BIDDER, TO PROVIDE AN ALTERNATE HIGH SCHOOL PROGRAM, FOR TRAINING 51 PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 THROUGH SEPTEMBER 30, 1980; TOTAL AMOUNT OF THIS CONTRACT NOT TO EXCEED \$210,000. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.            RESOLUTION RECOGNIZING 60 YEARS OF OUTSTANDING SERVICE RENDERED BY THE FIELD & ACKERMAN ORAL SURGICAL UNIT TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi.            RESOLUTION SUPPORTING THE PROPOSAL OF NEW JERSEY INSTITUTE OF TECHNOLOGY REGARDING THE NEWARK EXTENSION OF ROUTE 280 AND URGING THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO ENDORSE SAID PROPOSAL AS THE ONE BEING THE MOST BENEFICIAL TO BOTH THE COMMUTERS AND THE COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.            RESOLUTION COMMEMORATING THE 100TH ANNIVERSARY OF THE FOUNDING OF ST. ALOYSIUS ROMAN CATHOLIC CHURCH IN THE IRONBOUND SECTION OF NEWARK AND RECOGNIZING THE INNUMERABLE CONTRIBUTIONS MADE TO THE SOCIAL AND CULTURAL LIFE OF NEWARK BY THE STAFF AND PARISHIONERS OF ST. ALOYSIUS, PAST AND PRESENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.            RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO SELL AT PUBLIC AUCTION, ON DECEMBER 13, 1979, AT 10:30 A. M., IN COUNCIL CHAMBER, EACH OF PARCELS OF REAL PROPERTY SUBJECT TO TAXES OR MUNICIPAL LIENS PURSUANT TO N.J.S.A. 54:5-19 TO 54:5-111, ET SEQ., AS AMENDED AND SUPPLEMENTED; FURTHER ACTING TAX COLLECTOR IS EMPOWERED TO ADJOURN SAID SALE PURSUANT TO N.J.S.A. 54:5-28.

October 17, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b1. RESOLUTION AUTHORIZING MAYOR TO FILE, ON BEHALF OF CITY OF NEWARK, APPLICATION FOR 7TH YEAR SAFE AND CLEAN NEIGHBORHOODS PROGRAM (FY-1979-1980); FURTHER AUTHORIZING MAYOR TO EXECUTE AND ACCEPT FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN AMOUNT OF \$1,000,000., TO BE MATCHED WITH \$1,000,000. FROM MUNICIPAL BUDGET FUNDS OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION DESIGNATING BUSINESS ADMINISTRATOR ELTON E. HILL THE SAFE AND CLEAN NEIGHBORHOODS PROGRAM ADMINISTRATOR AND AUTHORIZING HIM TO SIGN LETTERS AND OTHER DOCUMENTS ON BEHALF OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION AUTHORIZING THE CENTRAL PLANNING BOARD TO MAKE AN INVESTIGATION AND HOLD PUBLIC HEARING TO DETERMINE WHETHER CITY BLOCK 144, LOT 46 IS A BLIGHTED AREA, AS REQUIRED BY CHAPTER 187 OF LAWS OF 1949 OF NEW JERSEY N.J.S.A. 40:55-21.1 ET SEQ., AS AMENDED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 17, 1979

7-R-bo.                    RESOLUTION ACCEPTING BID OF NEW WELL REHABILITATION CENTER FOR THE PURCHASE  
OF CITY-OWNED PROPERTY KNOWN AS 99, 101 AND 103 SOUTH ORANGE AVENUE, BLOCK 226, LOTS  
31, 32 AND 33, NEWARK, NEW JERSEY, FOR \$3.00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-bp.                    RESOLUTION ACCEPTING BID OF J. KLEIN & COMPANY TO LEASE APPROXIMATELY 300  
SQUARE FEET OF FLOOR SPACE ON THE SECOND FLOOR OF CITY-OWNED PREMISES 972 BROAD STREET,  
SUITE 201, NEWARK, NEW JERSEY, FOR \$133.75 PER MONTH FOR A ONE (1) YEAR LEASE TERM  
AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE  
AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE  
AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.                    RESOLUTION ACCEPTING BID OF UNITED LABOR AGENCY TO LEASE APPROXIMATELY 200  
SQUARE FEET OF FLOOR SPACE ON THE FOURTH FLOOR AT CITY-OWNED PREMISES, 605 BROAD STREET,  
SUITE 405, NEWARK, NEW JERSEY, \$66.67 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREE-  
ING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT  
AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON  
BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION ACCEPTING BID OF MILTON RIEGEL COMPANY TO LEASE APPROXIMATELY 120 SQUARE FEET OF FLOOR SPACE ON THE SECOND FLOOR AT CITY-OWNED PREMISES, 972 BROAD STREET, SUITE 205, NEWARK, NEW JERSEY, \$58.85 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION ACCEPTING BID OF LECHIC JEWELRY COMPANY TO LEASE APPROXIMATELY 200 SQUARE FEET OF FLOOR SPACE ON THE 15TH FLOOR AT CITY-OWNED PREMISES, 786 BROAD STREET, SUITE 1502, NEWARK, NEW JERSEY, \$100.00 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION ACCEPTING BID OF LEWIS INTERNATIONAL SCHOOL, INC. TO LEASE APPROXIMATELY 200 SQUARE FEET OF FLOOR SPACE ON THE 12TH FLOOR AT CITY-OWNED PREMISES, 786 BROAD STREET, SUITE 1210, NEWARK, NEW JERSEY, \$183.34 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 17, 1979

7-R-bu.                    RESOLUTION ACCEPTING BID OF CENTER CITY CHECK CASHING SERVICE TO LEASE APPROXIMATELY 500 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES, 200-202 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY, FOR \$125.00 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.                    RESOLUTION ACCEPTING BID OF JENNIE KOBUS TO LEASE APPROXIMATELY 100 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES, 972 BROAD STREET, LOBBY, NEWARK, NEW JERSEY, FOR \$120.00 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.                    RESOLUTION ACCEPTING BID OF SAMUEL L. NUSBAUM TO LEASE APPROXIMATELY 480 SQUARE FEET OF FLOOR SPACE ON THE THIRD FLOOR OF CITY-OWNED PREMISES, 972 BROAD STREET, NEWARK, NEW JERSEY, FOR \$144.45 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-bx.      RESOLUTION ACCEPTING BID OF SALAAM ASSOCIATES TO LEASE APPROXIMATELY 200 SQUARE FEET OF FLOOR SPACE ON THE FIFTH FLOOR OF CITY-OWNED PREMISES, 605 BROAD STREET, NEWARK, NEW JERSEY, FOR \$100.00 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.      RESOLUTION ACCEPTING BID OF JE'S COFFEE SHOP, INC. TO LEASE APPROXIMATELY 1,200 SQUARE FEET OF FLOOR SPACE ON THE GROUND FLOOR OF CITY-OWNED PREMISES 17-19 WILLIAM STREET, NEWARK, NEW JERSEY FOR \$324.00 PER MONTH FOR A ONE (1) YEAR LEASE TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.      RESOLUTION RATIFYING CONTRACT WITH GIGI KENNELS FOR PERIOD JULY 1, 1979 TO OCTOBER 17, 1979; AND AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE A CONTRACT WITH GIGI KENNELS, ONLY BIDDER, FOR PROVISION OF DOG KENNELING SERVICES FOR PERIOD OCTOBER 18, 1979 TO NOVEMBER 30, 1979; (RESOLUTION 7-R-h, SEPTEMBER 19, 1979); MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK SHALL BE \$16,500. FOR PERIOD JULY 1, 1979 TO NOVEMBER 30, 1979. (CONTRACT BEING AWARDED PURSUANT TO N.J.S.A. 40A:11-4 WHICH REQUIRES ADVERTISEMENT OF BIDS FOR SERVICES TO BE PROVIDED; HOWEVER, DUE TO UNAVAILABILITY OF FUNDS NECESSARY, NO CONTRACT WAS ENTERED INTO AT TIME OF RECEIPT OF BIDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca.                    RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF THE VICTIM SERVICE CENTER TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY THE STATE LAW ENFORCEMENT PLANNING AGENCY, AND WHICH CONSTITUTE AN UNEXPENDED BALANCE. (7-R-s, NOVEMBER 14, 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.                    RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF THE TACTICAL ANTI-CRIME TEAMS PROJECT TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION; FUNDS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY THE STATE LAW ENFORCEMENT PLANNING AGENCY, AND WHICH CONSTITUTE AN UNEXPENDED BALANCE. (7-R-z, JANUARY 5, 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.                    RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL AT PUBLIC AUCTION 201 VEHICLES, NO LONGER NEEDED FOR PUBLIC USE, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino questioned why 1976 trucks for cleaning sewers were being sold. He recommended the Council discuss this matter at their special conference October 23, 1979.

Councilman Martinez noted Department Heads are being invited to meet with the Municipal Council at their special conference October 23, 1979 to discuss delivery of services to the citizens of the City of Newark.

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION RESCINDING RESOLUTIONS 7-R-bv, 7-R-bw, 7-R-bx, 7-R-by, 7-R-bzAND 7-R-ca, ADOPTED OCTOBER 3, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce. RESOLUTION RESCINDING RESOLUTION 7-R-bp, SEPTEMBER 19, 1979 "RESOLUTION

AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 231-233 AND 241-243 HIGH STREET, BLOCK 2857, LOTS 1 AND 5, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 231-233 AND 241-243

HIGH STREET, BLOCK 2857, LOTS 1 AND 5, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(CHARLES W. GEYER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND

TRAINING TO ENTER INTO CONTRACT WITH RESIDENTS FOR COMMUNITY ACTION, 350 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE AN ACCOUNTS CLERK TRAINING PROGRAM FOR 20 PARTICIPANTS FOR PERIOD JANUARY 4, 1980 TO SEPTEMBER 12, 1980, FOR TOTAL AMOUNT NOT TO EXCEED \$45,699.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

October 17, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-ch.                    RESOLUTION RATIFYING CONTRACT WITH NORTH JERSEY COMMUNITY UNION FOR PERIOD  
OCTOBER 9, 1979 TO OCTOBER 17, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S  
OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY  
UNION, 105 CHARLTON STREET, NEWARK, NEW JERSEY, ONLY BIDDER, TO PROVIDE TRAINING OF 180  
PARTICIPANTS, FOR PERIOD OCTOBER 18, 1979 TO SEPTEMBER 30, 1980, FOR TOTAL AMOUNT NOT  
TO EXCEED \$764,275.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT  
AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-R-ci.                    RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY,  
COMMENDING MARY STIO PADUANO, IN RECOGNITION OF HER IMPENDING RETIREMENT, FOR HER  
OUTSTANDING AND MERITORIOUS SERVICE TO THE CITIZENS AND GOVERNMENT OF THE CITY OF  
NEWARK, NEW JERSEY.

WHEREAS, Mary Stio Paduano has faithfully served the  
citizens and government of the City of Newark, New Jersey for  
39 years; and

WHEREAS, during her career in the Office of the City Clerk,  
she has given unselfishly of her time and talent; and

WHEREAS, due to her outstanding abilities, the quality of  
her public service has been a model for all municipal employees to  
emulate; and

WHEREAS, her sincere dedication toward her work has won her  
the friendship and respect of her fellow employees; and

WHEREAS, in all the services she has rendered to the  
Newark Municipal Council, her professional attitude and competence  
have always brought credit to the reputation of that Body; and

WHEREAS, the Newark Municipal Council has determined that  
the service of Mary Stio Paduano to the citizens and government of  
the City of Newark is truly outstanding, meritorious and worthy of  
recognition;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF  
THE CITY OF NEWARK, NEW JERSEY that they do hereby officially tender  
this resolution of commendation to Mary Stio Paduano, in recognition  
of her impending retirement, for outstanding and meritorious service  
to the citizens and government of the City of Newark, New Jersey and  
extend to her their sincere wishes for health, prosperity and a  
future as rich and rewarding as her past.

BE IT FURTHER RESOLVED that a copy of this resolution  
suitably inscribed be presented to Mary Stio Paduano.

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris, on behalf of the Municipal Council, presented to Mrs. Paduano an inscribed copy of this resolution.

Mrs. Paduano thanked the Municipal Council for their commendation.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE EXECUTIVE DIRECTOR OF CRIMINAL JUSTICE PLANNING EXPLORE ALL AVAILABLE FEDERAL AND/OR STATE FUNDING SOURCES WITH THE INTENT OF OBTAINING THE NECESSARY FUNDS TO PURCHASE BULLETPROOF VESTS FOR USE BY NEWARK POLICE OFFICERS IN THE PERFORMANCE OF THEIR DUTY, DUE TO THE FACT THAT NEWARK IS A HIGH CRIME AREA, was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO REQUEST MS. CONSTANCE WOODRUFF, CHAIRLADY OF THE NEW JERSEY STATE ADVISORY COMMISSION ON THE STATUS OF WOMEN, TO INVESTIGATE THE DISPARITY BETWEEN THE MANNER IN WHICH MALE AND FEMALE PRISONERS ARE HANDLED BY OUR PENAL SYSTEM AND HOW PATERNALISM MAY BE CONTRIBUTING TO LOSS OF CIVIL RIGHTS BY FEMALE PRISONERS; FURTHER THAT A RESEARCH TEAM UNDER THE WOMEN'S DIVISION OF THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS INVESTIGATE THE GENERAL CONDITION OF WOMEN PRISONERS, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION COMMENDING DR. ANTHONY CAPUTO OF THE EYE INSTITUTE OF NEW JERSEY FOR PERFORMING AN EXTREMELY DELICATE EYE OPERATION WHICH RESTORED THE SIGHT OF A FIVE MONTH OLD INFANT SUFFERING FROM A RARE DISEASE; FURTHER COMMENDING DR. ANTHONY CAPUTO AND THE ENTIRE STAFF OF THE EYE INSTITUTE, A UNIT OF UNITED HOSPITALS, FOR THE OUTSTANDING WORK THIS UNIT IS PERFORMING ON BEHALF OF MANY PATIENTS AND RECOGNIZING DR. JAMES COWAN, PRESIDENT OF UNITED HOSPITALS FOR THE SUPPORT AND LEADERSHIP HIS ADMINISTRATION HAS PROVIDED TO THE EYE INSTITUTE, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

October 17, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-M-d.            A MOTION RECOMMENDING THAT THE MAKEUP OF THE UNITED COMMUNITY CORPORATION  
POLICY BOARD WOULD EACH YEAR INCLUDE THE 5 NEWARK WARD COUNCILMEN AND COUNCILMAN-AT-  
LARGE DONALD TUCKER; FURTHER THAT ONE OTHER AT-LARGE COUNCILMAN WOULD ALSO SIT ON THE  
BOARD EACH YEAR AND THAT THIS SEVENTH SEAT WOULD BE ROTATED YEARLY AMONG THE REMAINING  
3 AT-LARGE COUNCILMEN, was made by Councilman James, seconded by Councilman Carrino and  
declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-M-e.            A MOTION DIRECTING THE CITY CLERK TO FORWARD COMMUNICATION TO STATE LAW  
ENFORCEMENT PLANNING AGENCY DIRECTOR JOHN MULLANEY AND LAW ENFORCEMENT ASSISTANCE  
ADMINISTRATION ADMINISTRATOR HENRY DOGIN STRONGLY RECOMMENDING THAT DUE TO THE NEAR  
CRITICAL SHORTAGE OF POLICE IN MANY CITIES, LEAA AND SLEPA GIVE PRIORITY CONSIDERATION  
TO FUNDING ANTI-CRIME PROGRAMS THAT PROVIDE FOR THE PLACING OF MORE POLICE OFFICERS ON  
THE STREETS, AS THE PRIMARY DETERRENT TO CRIME, was made by Councilman Carrino, seconded  
by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-M-f.            A MOTION URGING THAT STATE SENATORS LIPMAN AND ROGERS AND STATE ASSEMBLYMEN  
BROWN, THOMPSON, ADUBATO AND CALI USE THEIR INITIATIVE AND INFLUENCE TO ASSIST  
INDEPENDENCE HALL, A HOME FOR UNWED MOTHERS ON BROADWAY IN NEWARK, IN THEIR EFFORT TO  
OBTAIN NECESSARY FUNDING FROM THE DIVISION OF YOUTH AND FAMILY SERVICES, was made by  
Councilman Tucker, seconded by Councilman Martinez and declared adopted by President  
Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-M-g.            A MOTION REQUESTING DIRECTOR MORGAN OF THE DEPARTMENT OF HEALTH AND WELFARE,  
DIRECTOR WHITE OF MPDO AND DIRECTOR TEAGUE OF UCC, AS HEADS OF THE MAJOR FUNDING AND  
SOCIAL AGENCIES IN NEWARK, TO MEET TOGETHER AS SOON AS POSSIBLE TO CONSIDER AND IMPLEMENT  
A COORDINATED PLAN FOR ASSISTING POOR AND SENIOR CITIZEN HOMEOWNERS IN OBTAINING SUFFICIENT  
SUPPLIES OF HOME HEATING FUEL FOR THE COMING WINTER; FURTHER, EXPRESSING THE  
GREAT URGENCY THAT THE MUNICIPAL COUNCIL FEELS IN REGARD TO THE POTENTIALLY DISASTROUS  
CONSEQUENCES OF PERSONS BEING WITHOUT HOME HEATING FUEL THIS WINTER, was made by

Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH 11TH STREET AS A ONE-WAY STREET."

(Deleting North 11th Street, Southbound, from Davenport Avenue to Park Avenue

Adding North 11th Street, Southbound, from Bloomfield Avenue to Park Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 6TH STREET."

(North 6th Street, West side, beginning 144 feet north of the northerly

curbline of Orange Street extending 25 feet northerly

therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR' (6-S & F-n), ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR' (6-S & F-e), ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 7, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 7, 1979 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.



8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY FOR SUPERVISOR OF WATER METER READERS AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 1, 1979, ENCLOSING PROPOSED "ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF NEW CONSTRUCTION ON A PORTION OF THE PREMISES KNOWN AS 1407-1435 McCARTER HIGHWAY (LOTS 7, 13 AND 15 IN BLOCK 521) ON THE OFFICIAL TAX MAP (YEAR 1979) OF THE CITY OF NEWARK, AND TO GRANT FIVE YEARS OF TAX EXEMPTION FOR INDUSTRIAL IMPROVEMENTS ON A PORTION OF THE SAME PREMISES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 7, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris introduced Assemblyman Eugene H. Thompson of the 29th Assembly District in Newark.

Assemblyman Thompson indicated he went on record recently that the City of Newark certainly needs more policemen. He adamantly takes the position that they want policemen who are residents of the City of Newark, who are committed and have a vested interest in the City in reference to their families, children and religious activities. One of the main arguments he received in the Assembly in reference to allocating money for additional Newark policemen is that they do not live in the City of Newark. Assemblyman Thompson cited recently in the Town of Irvington the policemen and firemen got exemptions where these particular municipal employees do not have to live in the

October 17, 1979

municipality where they work. Now Irvington finds out that 80% of their municipal employees do not live in the Town of Irvington.

Councilman Martinez thanked Assemblyman Thompson for his remarks. He is sure everyone is aware that policemen, firemen and teachers are exempt from living in the City of Newark because of State Law. There is no question that Newark needs additional policemen. Councilman Martinez pointed out the last seven policemen who were killed, shot or wounded in the last couple of years were not Newark residents. That surely is a dedication of services of nonresidents. Councilman Martinez asserted until the law is changed by the State, there is no control by this body to tell people they have to be residents of Newark in order to be City employees.

Councilman Martinez said he met with Mayor Gibson last week and indicated to him, as a former policeman and elected official, that he has no problem supporting any effort if the Mayor said he wanted to put on another 200, 300 or 50 policemen and he wanted to have a mandate that they must be residents of the City of Newark. State law supersedes the City ordinance so they must abide by the State law. Before anything can be done in those areas, it must come from the State Legislature.

Assemblyman Thompson indicated when they convene, he intends to introduce some legislation, with other Assemblymen from large municipalities, such as Jersey City, Camden and Paterson, to see if they can form a caucus to get this type of legislation passed.

Councilman Carrino felt it was interesting that the State of New Jersey gave them permission to go through the Civil Service list of the last class to pick Newark residents first. More than 50% of the laid off policemen are Newark residents. In essence, the layoff is hurting the predominantly Newark residents because of that ruling.

Assemblyman Thompson said he certainly feels sorry for residents of the City of Newark who have been laid off. He thinks it ties into a multitude of problems, which the State Legislature and Council cannot possibly solve, dealing with education so that the young people at least pass the examination. Counter argument has been that nonresidents of the City are the ones that score in the examination and therefore are entitled to the jobs. Assemblyman Thompson cited Bill S1154 which he considers to be a dangerous type of legislation. He maintained they must tighten up on highly paid administrators in the Board of Education to make sure they produce the right type of children so that they can take the Civil Service examination and pass.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from September 26, 1979 to October 9, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's P.T.A.	7963 (Amended)
Parents Association of St. Lucy's School	7964 (Amended)
Mt. Carmel Guild Special Education for the Blind	8001 (Amended)
Anshe Luborowitz Sisterhood	8042
Queen of Angels P.T.A.	8043
St. Rose of Lima Church	8047
General Committee of St. Aloysius Roman Catholic Church	8049
St. Lucy's Roman Catholic Church	8050

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's School P.T.A.	8041
Genesis Baptist Church	8044
The Most Worshipful Prince Hall Grand Lodge of the State of N.J.F.A.M.	8045
Ironbound Instructional Ice Hockey League Parents' Association	8046
Holy Name Society of St. Francis Xavier Church	8048

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 17, 1979

ADJOURNMENT.

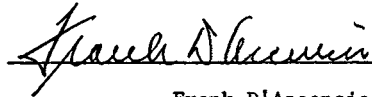
12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

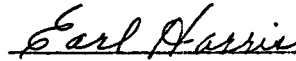
This meeting adjourned at 10:35 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, October 23, 1979

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:15 P. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Michael P. Bottone Temporary President was made by Councilman Grant, seconded by Councilman Martinez.

There were no further nominations.

The motion to elect Councilman Michael P. Bottone Temporary President was adopted by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Temporary President Bottone.

Temporary President Bottone called the meeting to order and asked for roll call.

Present: Councilmen Grant, James, Martinez, Tucker, Temporary President Bottone, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

Temporary President Bottone stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 4, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 19, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of communication dated October 19, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council on Tuesday, October 23, 1979, at 2:00 P. M., or as soon thereafter as the Council can convene, to consider Resolution authorizing a public auction of vehicles and equipment no longer required for public use.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL AT PUBLIC AUCTION 201 VEHICLES, NO LONGER NEEDED FOR PUBLIC USE, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 23, 1979

October 23, 1979

Councilman Tucker questioned whether this will be a bulk sale of vehicles or whether they will be sold individually.

Acting Business Administrator Banker replied this sale will be conducted on an individual basis and if they are unsuccessful, certain vehicles will be grouped for disposal.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Temporary President Bottone.

ADJOURNMENT.

A motion to adjourn this meeting was made by Councilman James, seconded by Temporary President Bottone and adopted by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, Temporary President Bottone.

This meeting adjourned at 4:20 P. M.

APPROVED:



Frank D'Ascensio  
City Clerk



Michael P. Bottone  
Temporary President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:45 P. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Sharpe James Temporary President was made by Councilwoman Villani, seconded by Councilman Bottone.

There were no further nominations.

The motion to elect Councilman Sharpe James Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Martinez, Tucker, Villani, Temporary President James.

Temporary President James called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Martinez, Tucker, Villani, Temporary President James, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

Temporary President James stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 29, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

City Clerk D'Ascensio read letter dated October 29, 1979, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council on October 31, 1979, at 3:45 P. M., or soon thereafter, to consider two Urban Development Grants because the deadline for the Department of Housing and Urban Development's acceptance is October 31st. These particular applications will result in over 400 jobs and total U.D.A.G. funding of \$4,000,000. resulting in generating \$22,100,000. in private funding.

October 31, 1979

RESOLUTIONS.7-R-a.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION, ENTER INTO AGREEMENT AND TO ACCEPT, SUBJECT TO MUNICIPAL COUNCIL APPROVAL, FUNDS IN AMOUNT OF \$4,000,000. UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1977, KNOWN AS SUBSECTION G-URBAN DEVELOPMENT ACTION GRANT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS U.S. DISTRIBUTION GROUP-\$1,500,000., U.D.A.G.; OTHER FUNDING-\$9,600,000., TOTALLING \$11,100,000.; NEW CHEMICAL CORP.-\$2,500,000., U.D.A.G., OTHER FUNDING-\$8,500,000., TOTALLING \$11,000,000.; DOES NOT REQUIRE EXPENDITURE OF ANY CITY FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Martinez, Tucker, Villani, Temporary President James.

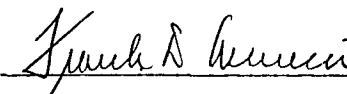
ADJOURNMENT.

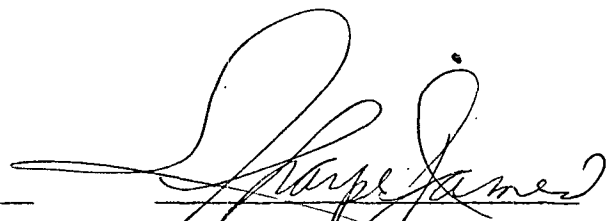
A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Martinez, Tucker, Villani, Temporary President James.

This meeting adjourned at 4:50 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Sharpe James  
Temporary President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Efrain Pecheco, St. Columba Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 30, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris commended the Members of the audience who were present in large numbers and noted they are exercising their rights as American citizens to be heard on matters coming before their governmental body. He trusted the audience will agree and disagree but will conduct themselves in a proper manner during the process of the meeting.

A motion to consider Resolution 7-R-b at this time was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris:

7-R-b. RESOLUTION RECOGNIZING 60 YEARS OF OUTSTANDING SERVICE RENDERED BY THE FIELD & ACKERMAN ORAL SURGICAL UNIT TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

Councilman Martinez read the following resolution:

WHEREAS, Harry J. Field in 1920 opened the first clinical unit specializing in oral surgery in Newark and retires as the senior oral surgeon in the United States; and

WHEREAS, Alfred A. Ackerman served as chief of oral surgery at Newark Beth Israel Hospital from 1940 to 1968; and

WHEREAS, Field & Ackerman have crusaded for the safe administration of anesthesia to dental patients and have sustained the life of every one of more than 200,000 patients that received general anesthesia at their unit; and

WHEREAS, the Field & Ackerman Oral Surgical Unit has set a standard of clinical excellence during 60 years of continuous service in Newark and was the longest partnership in the history of the profession; and

WHEREAS, their unit has made numerous contributions to the advancement of the specialty of oral surgery:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK that they do hereby recognize the outstanding service rendered by Field & Ackerman to the citizens of Newark for more than half a century and commend them for the unprecedented length of time and quality of care that they provided to generations of Newark residents.

BE IT FURTHER RESOLVED THAT a copy of this resolution suitably inscribed be presented to Doctors Harry J. Field and Alfred A. Ackerman.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Martinez, in behalf of the Members of the Council, presented suitably inscribed resolutions to Dr. Harry J. Field and Dr. Alfred A. Ackerman.

Doctors Field and Ackerman thanked the Municipal Council for honoring them today.

A motion to consider Resolution 7-R-ca, at this time was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca. RESOLUTION HONORING WILLIAM M. ASHBY FOR NEARLY 70 YEARS OF DEDICATED SERVICE TO THE CITIZENS OF NEWARK IN THE STRUGGLE FOR EQUAL CIVIL RIGHTS FOR ALL AMERICANS.

(Copy of resolution submitted to each Member of the Council)

President Harris read the following resolution:

WHEREAS, William M. Ashby, a distinguished citizen of Newark and a pioneer in the Civil Rights movement, has recently celebrated his 90th birthday and with his wife Mary, marked their 65th wedding anniversary; and

WHEREAS, as the first Black social worker in New Jersey, William M. Ashby assisted countless numbers of poor in trying to forge a brighter future; and

WHEREAS, William M. Ashby helped establish and was the first Director of the Urban League of Essex County; and

WHEREAS, as an active member of the United Way of Newark, the Newark Human Rights Commission, the Newark Senior Citizens' Commission and numerous other civic organizations, William M. Ashby has been in the forefront of the struggle to improve civil and social rights for the citizens of Newark; and

WHEREAS, the memoirs of William M. Ashby, which are to be published by the Newark Preservation and Landmarks Committee, will be an inspiration to all who read them and will serve as a testament of man's ability to achieve great accomplishments against seemingly insurmountable odds; and

WHEREAS, the Municipal Council of the City of Newark wishes to honor William M. Ashby as a pioneer and elder statesman of the Civil Rights movement in Newark;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY that they do hereby honor William M. Ashby who, with the unfailing support of his wife Mary, has for nearly 70 years, devoted his life to the quest for racial equality and social justice.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to William M. Ashby.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris, in behalf of the Members of the Council, presented a suitably inscribed resolution to Mr. William M. Ashby.

Mr. Ashby thanked the Members of the Municipal Council for this honor.

A motion to consider Ordinance 6-Ph, S & F-j at this time was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris pointed out this ordinance is on public hearing and citizens are entitled to address themselves to the subject matter and each person will be permitted three minutes to be heard.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD THERETO A PROVISION REQUIRING THE CITY OF NEWARK TO KEEP AND MAINTAIN A POLICE FORCE OF NOT LESS THAN 1200, NOR MORE THAN 1522 POLICE OFFICERS AVAILABLE AT ALL TIMES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The Revised Ordinances of the City of Newark, New Jersey, are hereby amended to add thereto the following:

Police Department - Establishment of Minimum and Maximum Number of Police Officers.

The City of Newark shall keep and maintain a police force of not less than 1200, nor more than 1522 police officers available for actual duty at all times.

2. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JOHN GASPERNETTI, PRESIDENT, PATROLMEN'S BENEVOLENT ASSOCIATION, 331 PARKER AVENUE, NEWARK, NEW JERSEY.

LIEUTENANT JOHN GOLBA, PRESIDENT, SUPERIOR OFFICER'S ASSOCIATION, 39 GOTTHART STREET, NEWARK, NEW JERSEY.

HON. ANTHONY IMPERIALE, 760 DE CRAW AVENUE, NEWARK, NEW JERSEY.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY.

MR. RICHARD DOWLING, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY.

MRS. CONSTANCE WASHINGTON, 1925 MC CARTER HIGHWAY, NEWARK, NEW JERSEY.

MRS. LIDA C. BRONER, 140 SOUTH 9TH STREET, NEWARK, NEW JERSEY.

MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY.

MR. PEDRO BENITEZ, 89 DELANCY STREET, NEWARK, NEW JERSEY.

MR. BERNARD ZOHAN, 177 FERRY STREET, NEWARK, NEW JERSEY.

MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY.

MR. STEVE COLUCCI, 218½ SUMMER AVENUE, NEWARK, NEW JERSEY.

MR. PETER VILLANI, 142 FERRY STREET, NEWARK, NEW JERSEY.

MRS. ELIZABETH PRYSTAUK, 18 LENTZ AVENUE, NEWARK, NEW JERSEY.

MR. THOMAS POSSUMATO, JR., PRESIDENT, FRATERNAL ORDER OF POLICE, 139  
WASHINGTON STREET, NEWARK, NEW JERSEY.

MRS. ESTHER HOWELL, 872 SOUTH 16TH STREET, NEWARK, NEW JERSEY.

MRS. SUE BRAUNSTEIN, 43 SOUTH MAGNOLIA LANE, NEWARK, NEW JERSEY.

MR. MANUEL ROSA, 54 BARBARA STREET, NEWARK, NEW JERSEY.

MR. CHARLES O'BOYER, 351 BROAD STREET, NEWARK, NEW JERSEY.

MRS. RENEE STARKS, 591-595 HIGH STREET, NEWARK, NEW JERSEY.

MR. HERMAN SIMPSON, 515 SOUTH 13TH STREET, NEWARK, NEW JERSEY.

MR. PETER SKLANNI, 159 BLEEKER STREET, NEWARK, NEW JERSEY.

MR. JOHN PITA, 196 FERRY STREET, NEWARK, NEW JERSEY.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY.

MR. ELLMONT TUNNISON, 241 RIDGE STREET, NEWARK, NEW JERSEY.

MR. ROY MOREIRA, 74 PACIFIC STREET, NEWARK, NEW JERSEY.

MS. GERTIE LUMFORD, 1925 MC CARTER HIGHWAY, NEWARK, NEW JERSEY.

MRS. HELENA FALCONE, 92 CRAFTON AVENUE, NEWARK, NEW JERSEY.

MR. JOHN POZAROWSKI, 197 BRILL STREET, NEWARK, NEW JERSEY.

MR. IRWIN MC KNIGHT, JR., 57 NEW STREET, NEWARK, NEW JERSEY.

MRS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council urging them to adopt the ordinance increasing the number of police officers in the Police Department. Many of the speakers pointed out that they have been victims of crime and felt there was a dire need for more police protection for the citizens of the City of Newark. The speakers noted that when the Members of the Council were reaching out for them during the election they were there and now they are begging for the Council for their support on this ordinance. The speakers said they are paying high taxes and questioned why, because they are not receiving adequate services. The speakers felt that Administration should rethink their priorities because in their opinion public safety and the protection of the citizens of Newark should be a number one priority.

Assemblyman-Elect Anthony Imperiale informed the Council one of the first acts of his legislative duties will be to attempt to raise the CAPS law to permit further expenditure for cities to increase the number of police.

Mr. Imperiale further noted he cannot understand why the Director of Police

November 7, 1979

was diverting money from the budget for other uses then hire other additional police. He felt this should be investigated. The speaker promised to meet with the Members of the Council shortly after he has taken his oath of office and expressed his concern for adequate police protection for the citizens of the City of Newark.

Councilman Carrino detailed the history of this ordinance pointing out citizens have met with the Mayor to reach some sort of compromise to at least put back on the force those policemen who were laid off. They have conferred with the Legislators to seek an increase in the CAPS for the Police Department Budget and Administration has not supported that effort. They are now at a point of trying to accomplish an increase in the number of personnel in the Police Department, as it is a responsibility of the Members of the Municipal Council to guarantee the safety and welfare of the citizens of the City.

Councilwoman Villani complimented the large number of people who were present on this matter. She expressed her opposition to the proposal of withholding taxes until some action is taken. She has also heard rumors that sections of the City might secede. She felt by doing this will only injure the City.

Councilwoman Villani said her vote will reflect her concern of the people.

Councilwoman Villani further felt some efforts should be made to insure that policemen will be residents of the City.

Councilman Martinez spoke at length on this issue. He felt the people in the City are not receiving services for their tax dollars.

Councilman Martinez outlined the increase in crime in the City and detailed the work performance of Administration which has resulted in \$18 million in uncollected traffic summonses. Part of this problem is due to the lay off of police officers. He noted the Police Department is being reduced by deaths and retirements and no one is being replaced.

Councilman Martinez asked the Members of the Council to take a collective look around the Chamber and trusted the Council will reflect on the remarks made by the speakers and adopt this ordinance unanimously.

Councilman Carrino noted as of December 31st the City will have a surplus of approximately \$24 million. In spite of this, the Mayor has developed a concept he will not rehire any policemen.

Councilman Carrino went into detail as to the number of crimes being committed throughout the City, violations of ordinances, lack of police car protection and the fact that restoring the laid off policemen would reduce the average age factor of the

Members of the Police Department. He noted if this ordinance is not adopted it will appear on the ballot of the General Election in 1980. He felt that if no action is taken by Administration we could end up with a police force of 945 in 1980.

Councilman James said he has been listening attentively to the remarks of the speakers and the Members of the Council and the question being raised is whether there is a direct relationship between increasing the number of men in uniform and a reduction in crime. He pointed out some citizens believe that Newark policemen would do a more effective job if they resided in this community. He felt there is a question about Police Director Hubert Williams not being an effective Police Director and there are further charges he is a weak Administrator and he is not being creative to resolve this police question. He felt perhaps the Council should be considering charges against the Police Director and consider his removal as Director if he is not doing his job. That is a matter which the Council should focus on.

Councilman James noted Administration has threatened if the Council takes action on this ordinance, there will be a lay off of other essential personnel throughout the City. They also have a statement from Corporation Counsel Perillo to the effect this ordinance is illegal.

Councilman James noted even if we increase our police force and even if we have an Administrator who is doing his job, until we collectively address ourselves to the problem of the courts releasing criminals, we are not significantly reducing crime.

Councilman James said he as Councilman of the South Ward will not be intimidated by this issue or by Mayor Gibson. He hoped the Council will be able to arrive at a decision that will be in the best interests of the City.

Councilman Bottone noted the Council has been discussing and listening to speakers for over three hours and it is apparent that those present want more policemen. Council has been told if they restore police officers who were laid off, there will be lay offs in other agencies.

Councilman Bottone felt there are a lot of personnel who could be laid off because there is much "dead wood" in the City.

Councilmen Bottone asked Assistant Corporation Counsel Scola if this ordinance is illegal, would he so advise the Members of the Council.

Assistant Corporation Counsel Scola replied there was a legal opinion by the Corporation Counsel to the effect of hiring, firing and laying off of employees, which is a matter for Administration and the Mayor and it is improper for the Council to legislate in that area.

November 7, 1979

Councilman Grant pointed out the Mayor indicated in his letter to the Council if we were to bring back police officers it would necessitate the removal or termination of employment for 450 to 500 individuals. He questioned Assistant Corporation Counsel Scola if they have a \$30 million surplus at the end of the year, how does that impact to the City with respect to the CAPS law.

Assistant Corporation Counsel Scola replied you cannot increase one year over the other by more than 5% of the total budget. If bringing back 200 policemen would mean an increase of expenditures of 15% or 20% of last years' budget, as the laws are presently drawn, it would be illegal. As to the estimated \$25 million surplus, that cannot be touched as the law stands now.

Councilman Bottone felt perhaps Administration could make an application for exemption, especially if the City is going to have a surplus.

President Harris stated in the area of Council's responsibility, he was always under the impression that their responsibility as Legislators was for Members of the Council to treat City ordinances under which the City operates, to provide funds necessary for the City Government to function. If Council was to mandate that x number of men would be necessary to provide the people with the sort of public safety they feel necessary, is there any other individual who has the right to say "no" to their mandate.

Assistant Corporation Counsel Scola replied the Mayor has the power under our form of government to control hiring and firing. Council cannot directly compel the Mayor to hire or fire anyone. They can pass a resolution expressing the sentiments of the Council.

Councilman Tucker said he has listened attentively to the positions presented by his colleagues and the citizens. He noted the Assistant Corporation Counsel raised the realities directly as to who has the right to hire and fire. The tragedy of this matter is, although it appears to be the majority opinion of the Members of the Council, that men who were laid off should be rehired and the Table of Organization within the Police Department should be raised. We should be mindful the Table of Organization for the Newark Police Department is approximately 1,400. He does not support the Mayor's position that we do not need any additional policemen currently in the City. The Members of the Council should be mindful that if they start to mandate the Mayor to hire additional men, we will find ourselves in a court battle. He pointed out the case of the Board of Education wherein Council was directed to appropriate monies to maintain minimum standards of education.

Councilman Tucker reiterated he does not support the Mayor's position, but he is



of the opinion the minimum number of policemen should not be stipulated until they are sure of exactly what is taking place. He added he would fight very strongly for residency and for the ability of younger men to do an effective job. He does not believe at this point in time this ordinance is in the best interests of the citizens of the City of Newark.

Councilman Carrino said he respects the remarks made by Councilman Tucker but felt if this ordinance was adopted, the question of just what the Council's powers are could be resolved by the courts.

Councilman James said he would like to have the record reflect that Police Director Hubert Williams has been one of the most controversial Directors of this Department and is considered by many to be most insensitive and the most invisible Police Directors of all, going back to 1970. He believes the Director should resign if he cannot effectively lead and manage the police force. The question of safety in our community is so great that we cannot have an individual willing to collect his salary and publicly say he cannot manage or get the respect of men serving under him. He felt the Council should call upon Presiding Judge Booker to evaluate the continuing release of individuals without bail or low bail who are repeaters in committing crime.

Councilman Johnson agreed if the present Director can not the job effectively he should step down but at the same time everyone is concerned about an immediate increase in police protection. He does not think this ordinance in its present form really addresses the immediate need and at this point we cannot even determine its legality.

Councilman Carrino brought to the attention of the Council a teletype from Chief Zizza to police officers, a message indicating that he does not have sufficient police cars out in the field or sufficient policemen to handle calls. He cannot see what further proof is required if the Chief of Police indicates the Department cannot function properly.

President Harris in behalf of the Members of the Council thanked Assemblyman Elect Imperiale for his remarks indicating his support for a change in the CAPS law. He suggested all Members of the Legislature be notified of this problem facing the City.

President Harris cited the many issues raised by the speakers and he felt there was an unanimous feeling by the Members of this Body that they are not turning the City over to hoodlums and some determination must be made to secure more protection for the citizens of the City.

November 7, 1979

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani.

Not Voting: Councilmen Grant, Tucker, President Harris.

President Harris: The yeases are six, the noes are none and three not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING SEPTEMBER 7, 1979, SEPTEMBER 14, 1979, SEPTEMBER 21, 1979 AND SEPTEMBER 28, 1979; INDICATING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-38 FOR PERIOD ENDING SEPTEMBER 7, 1979, INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING SEPTEMBER 14, 1979 AND SEPTEMBER 21, 1979 AND LISTING PROPERTY DEMOLITION FOR URBAN RENEWAL PROJECT R-123 FOR PERIOD ENDING SEPTEMBER 28, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-b. The City Clerk presented FINANCIAL STATEMENTS, CITY OF NEWARK, FOR NINE MONTHS ENDED SEPTEMBER 30, 1979, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statement be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-c. The City Clerk presented REPORT ON EXAMINATION OF ACCOUNTS, FOR YEAR 1978, EMPLOYEES' RETIREMENT SYSTEM, CITY OF NEWARK, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report on Examination of Accounts be received and staff study be made for report to the Council was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-d. The City Clerk presented REPORT OF DIVISION OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENICES, FOR THE MONTH OF SEPTEMBER, 1979.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD SEPTEMBER 19, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-f. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD SEPTEMBER 19, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD SEPTEMBER 26, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

November 7, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD SEPTEMBER 26, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD SEPTEMBER 26, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD SEPTEMBER 26, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD SEPTEMBER 26, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris

#### ORDINANCES AND HEARINGS OF CITIZENS.

##### ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDI-

November 7, 1979

NANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING  
THERE TO RESERVED PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning 216 feet south of the southerly curblime  
of Ruth Street and extending 22 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman  
Bottone, seconded by Councilman Grant and declared adopted by President Harris by the  
following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance  
is declared adopted on first reading and the City Clerk is hereby authorized and directed  
to advertise said ordinance and give public notice of its introduction and passage on  
first reading as provided by law. This ordinance will come up for a public hearing and  
be considered for further action on November 20, 1979.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1 TRUCKS OVER 4 TONS  
EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES  
OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS  
OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET.

(Beverly Street, from Leslie Street to Newark City Line

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic  
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of  
Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded  
by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE TO AMEND TITLE 23, CHAPTER 5, BY ADDING  
THERE TO A SECTION 14 "PERMITTING THE USE OF A DENVER BOOT" TO TITLE 23, CHAPTER 5,  
OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND  
SUPPLEMENTED.

(This ordinance authorizes the use "Denver Boot" in impounding motor vehicles parked in violation of parking regulations within the City of Newark)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET.

(Willow Street, Westbound, from Washington Street to University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING LEFT TURN PROHIBITION ON BROAD STREET AND RAYMOND BOULEVARD.

(Deleting Broad Street and Raymond Boulevard

Adding North on Broad Street to West on Raymond Boulevard

West on Raymond Boulevard to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of

Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:3-2 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON FULTON STREET.

(Section 23:2-1 - One-Way Streets

Deleting Fulton Street, Eastbound, from Broad Street to McCarter Highway

Section 23:3-2 - Prohibiting Left Turns

Adding West on Fulton Street to South on Broad Street

North on McCarter Highway to West on Fulton Street. From 7 A. M.

to 9:30 A. M. and from 4 P. M. to 6 P. M., Monday through

Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 6TH STREET.

(North 6th Street, West side, beginning 144 feet north of the

northerly curblin of Orange Street extending

25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of

Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 20, 1979.

6-F-i. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and



be considered for further action on November 20, 1979.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, ✓Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 20, 1979.

6-F-k.

The City Clerk read AN ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF NEW CONSTRUCTION ON A PORTION OF THE PREMISES KNOWN AS 1407-1435 MC CARTER HIGHWAY (LOTS 7, 13 & 15) IN BLOCK 511) ON THE OFFICIAL TAX MAP (1979) OF THE CITY OF NEWARK, AND TO GRANT FIVE YEARS OF TAX EXEMPTION FOR INDUSTRIAL IMPROVEMENTS ON A PORTION OF THE SAME PREMISES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 20, 1979.

November 7, 1979

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY FOR SUPERVISOR OF WATER METER READERS AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS)

(Supervisor of Water Meter	1/1/79	\$10,235.40	\$12,209.40
Readers	1/1/80	10,849.52	12,941.96
	1/1/81	11,283.50	13,459.64

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 20, 1979.

At this time, Councilwoman Villani excused herself from the meeting at 5:10 P. M.

A motion to remove from the Table "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED," was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23-3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled March 15, 1979)

(Ordinance removed from the table November 7, 1979)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 20, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:4-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON CABINET STREET AND UNIVERSITY AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

CABINET STREET:

Eastbound, from Morris Avenue to Bruce Street.

Section 2. That Section 23:4-1, Trucks Over 4 Tons Excluded From Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

November 7, 1979

## UNIVERSITY AVENUE:

From Broad Street to Washington Street.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MORRIS AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

## MORRIS AVENUE:

West side, beginning at the southerly curbline of New Street and

extending 100 feet southerly therefrom, from 7 A. M. to  
6 P. M., Monday through Saturday.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON DEWEY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

DEWEY STREET:

West side, beginning 128 feet north of the northerly curbline of Shaw Avenue and extending 20 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SCHALK STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

SCHALK STREET:

Northbound, from Ferry Street to Raymond Boulevard.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH THE TRADES BENEVOLENT ASSOCIATION).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "an ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn), adopted May 4, 1977, as amended and supplemented, be and same hereby amended by adjusting certain salaries as follows, to wit:

<u>POSITION</u>		<u>ANNUAL SALARY</u> <u>1979</u>	<u>ANNUAL SALARY</u> <u>1980</u>	<u>ANNUAL SALARY</u> <u>1981</u>
Mechanic (40 hrs.) 042120	Minimum	\$18,099.90	\$19,004.89	\$19,955.13
	1st step	18,976.65	19,925.48	20,921.75
	Maximum	19,543.65	20,520.83	21,546.87
Mechanic Helper (40 hrs.) 042210	Minimum	15,411.90	16,182.49	16,991.61
	1st step	15,983.10	16,782.25	17,621.36
	Maximum	16,385.25	17,204.51	18,064.73
Welder (40 hrs.) 037080	Minimum	18,313.05	19,228.70	20,190.13
	1st step	18,976.65	19,925.48	20,921.75
	Maximum	19,543.65	20,520.83	21,546.87

Section 2. The hereinabove established salaries shall be effective as of January 1, 1979.

Section 3. All prior ordinances or parts thereof which relate to the above positions titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

November 7, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER AGREEMENT WITH THE TRADES BENEVOLENT ASSOCIATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor" (6S&Fe) adopted May 16, 1979 be and the same hereby amended to adjust the salaries for the positions as follows, to wit:

<u>POSITION</u>		<u>ANNUAL SALARY</u> <u>1979</u>	<u>ANNUAL SALARY</u> <u>1980</u>	<u>ANNUAL SALARY</u> <u>1981</u>
Blacksmith (40 hrs.) 037030	Minimum	\$18,313.05	\$19,228.70	\$20,190.13
	1st step	18,976.65	19,925.48	20,921.75
	Maximum	19,543.65	20,520.83	21,546.87
Body & Fender Repairman (40 hrs.) 093210	Minimum	18,194.40	19,104.12	20,059.32
	1st step	18,976.65	19,925.48	20,921.75
	Maximum	19,543.65	20,520.83	21,546.87
Mechanic (40 hrs.) 042120	Minimum	18,099.90	19,004.89	19,955.13
	1st step	18,976.65	19,925.48	20,921.75
	Maximum	19,543.65	20,520.83	21,546.87
Mechanic Foreman (40 hrs.) 042050	Minimum	20,379.45	21,398.42	22,468.34
	1st step	20,972.70	22,021.33	23,122.39
	Maximum	21,554.40	22,632.12	23,763.72
Mechanic Helper (40 hrs.) 042210	Minimum	15,411.90	16,182.49	16,991.61
	1st step	15,983.10	16,782.25	17,621.36
	Maximum	16,385.25	17,204.51	18,064.73



POSITION		ANNUAL SALARY		
		1979	1980	1981
Supervisor of Mechanical Repairs (40 hrs.) 042020	Minimum	\$17,539.20	\$18,416.16	\$19,336.96
	1st step	18,499.95	19,424.94	20,396.18
	Maximum	18,961.95	19,910.04	20,905.54
Welder (40 hrs.) 037080	Minimum	18,313.05	19,228.70	20,190.13
	1st step	18,976.65	19,925.48	20,921.75
	Maximum	19,543.65	20,520.83	21,546.87

Section 2. The aforementioned salaries hereinabove established shall be effective as of January 1, 1979.

Section 3. All prior ordinances or parts thereof which relate to the above positions titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SHEET #11 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE CITY BLOCKS 401 AND 402 FROM A SECOND INDUSTRIAL DISTRICT TO A SECOND BUSINESS DISTRICT AND TO CHANGE BLOCK 410 FROM A FIRST INDUSTRIAL - THIRD RESIDENTIAL DISTRICT TO A SECOND BUSINESS DISTRICT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

November 7, 1979

Section 1. That sheet # 11 of the Zoning District Map of Title 27, Zoning (R.O. 27:2-2) of the Revised Ordinances of the City of Newark, New Jersey 1979, as amended, be amended so that all that certain tract of land designated as City Block 401 and 402 on the Official Tax Map and Tax Duplicate of the City of Newark (1979) is hereby changed from a Second Industrial to a Second Business District and Block 410 on the Official Tax Map and Tax Duplicate of the City of Newark (1979) is hereby changed from a First Industrial - Third Residential District to a Second Business District.

Section 2. This Ordinance shall take effect upon publication and passage according to Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 13, SECTION 1, AND TITLE 15, CHAPTER 13, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 (TO EXEMPT CERTAIN HOUSING UNITS SITUATED ON THE GROUNDS OF HOSPITALS WHICH ARE REGULARLY PATROLLED BY A SECURITY GUARD AND DOORMAN)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Chapter 13, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, is hereby further amended to read as follows:

15:13-1 Guard and doorman required.

Except as is otherwise herein provided, all public and private housing units in the City of Newark, New Jersey, which contain over 75 families shall be required to have present on the premises between the hours of 8:00 p.m. and 4:00 a.m. a security guard and a doorman.

Housing units which are situated on the grounds of hospitals, regularly patrolled by a security force, and wherein such

grounds are visited by a security patrol at least once per hour, shall be exempt from the requirement of maintaining a security guard on the premises.

Section 2. Title 15, Chapter 13, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows:

15:13-2 Housing unit defined.

A housing unit for the purposes of this ordinance (chapter) shall be any building whose function is to provide housing for over 75 families.

Section 3. All prior ordinances or parts of prior ordinances inconsistent with the above are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING "AN ORDINANCE SUPPLEMENTING TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII, BY ADDING THERETO REGULATIONS GOVERNING THE USE OF CAMERAS AND RECORDING DEVICES AT MUNICIPAL COUNCIL MEETINGS." (6-S & F-b, APRIL 18, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Title 2, Chapter 15, Section 1, Rule XVIII, as supplemented, is hereby amended to read as follows:

Use of cameras and recording devices; limited. Cameras, including television and motion picture cameras, electronic sound recording devices and any other mechanical, electrical or electronic recording devices may be used only in the balcony of the Municipal Council Chamber, but only in such a manner as will cause a minimum of interference with or disturbance of the proceedings of the Municipal Council.

November 7, 1979

All sources of power for supplemental lighting and needed for the use of cameras and recording devices hereinabove mentioned shall be provided by the operators thereof and such equipment shall not be plugged into any electrical outlet connected to the City Hall power source.

Supplemental lighting for cameras, including television and motion picture cameras, shall be used only in the exercise of extreme discretion in regard to the intensity and duration of such lighting with a view to creating the least amount of disturbance to the proceedings of the Council and the least amount of discomfort to the members of the public in attendance.

The Municipal Council may, by a two-thirds vote of the entire membership thereof, prohibit the presence of cameras and recording devices hereinabove granted when the Municipal Council determines that the presence of cameras and recording devices is unreasonably interfering with or disturbing the proceedings of the Municipal Council.

2. This ordinance shall take effect upon final passage and publication as required by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD THERETO A PROVISION REQUIRING THE CITY OF NEWARK TO KEEP AND MAINTAIN A POLICE FORCE OF NOT LESS THAN 1200, NOR MORE THAN 1522 POLICE OFFICERS AVAILABLE AT ALL TIMES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see pages 4 through 10 in the minutes of this meeting)

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE AMENDING TITLE 17, OFFENSES, MISCELLANEOUS, CHAPTER 2, DISORDERLY CONDUCT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REGULATING THE STARTING TIME FOR PARADES ON SUNDAY," ADOPTED OCTOBER 3, 1979 (6-S & F-e)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1-3 of an Ordinance entitled "An ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to add a new section regulating the starting time for parades on Sunday," adopted October 3, 1979 (6-S&F-e), be amended to read as follows:

3. Starting Time on Sunday

No person shall engage in, participate in, aid or start any parade on Sunday earlier than one o'clock in the afternoon.

This section shall not be construed to prevent any person from setting up equipment; assembling or making preparations for the parade before it starts out along its line of march.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION OF EVALUATION SPECIALIST, MUNICIPAL COUNCIL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&Ff) adopted May 4, 1977, as amended and supplemented, be amended to create the following position, title code, minimum and maximum annual salary to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Evaluation Specialist, Municipal Council 154904 (1)	\$23,021.	\$23,021.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Martinez, Tucker, President Harris.

Not Voting: Councilmen Bottone, Carrino.

President Harris: The yeses are six and the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

November 7, 1979

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000.

THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000. SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)



A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

#### RESOLUTIONS AND MOTIONS.

##### RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACT WITH RICHARD BROWNE ASSOCIATES, 50 GALESI DRIVE, WAYNE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR A STUDY TO DETERMINE ECONOMIC FEASIBILITY OF DEVELOPING AND MARKETING USE OF LAND FOR NEW COMMUNITIES DEVELOPMENT AREA WITHIN FAIRMOUNT COLLEGE HEIGHTS NEIGHBORHOOD, IN ACCORDANCE WITH THEIR PROPOSAL CONTAINED IN CONTRACT #829/79, IN AMOUNT NOT TO EXCEED \$14,967., EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-b. RESOLUTION RECOGNIZING 60 YEARS OF OUTSTANDING SERVICE RENDERED BY THE FIELD & ACKERMAN ORAL SURGICAL UNIT TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, see page 2 in the minutes of this meeting)

7-R-c. RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF THE INDEPENDENCE HIGH SCHOOL PROJECT TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY THE STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE. (7-R-bs, DECEMBER 20, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-d. RESOLUTION ATTESTING THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK.

485

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-e.                    RESOLUTION DESIGNATING HENSLER STREET, NORTHBOUND, ONE-WAY STREET FROM WILSON AVENUE TO NIAGARA STREET; PATTERSON STREET, SOUTHBOUND, ONE-WAY STREET FROM NIAGARA STREET TO WILSON AVENUE, EFFECTIVE FOR A PERIOD OF NINETY DAYS FROM DATE OF APPROVAL OF SAID RESOLUTION BY STATE DEPARTMENT OF ENGINEERING; PURSUANT TO SECTION 39:4-197.3 OF TITLE 39, OF THE REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.                    RESOLUTION AUTHORIZING CITY TREASURER TO REFUND NINETY DOLLARS (\$90.) TO MR. JOSE ROSARIO; FOR PEDDLER LICENSE NOT ISSUED. (423 ORANGE STREET, NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.                    RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$48,633.02 NOW ON THE RECORD OF THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE, UNDER THE PROVISIONS OF LEASE AGREEMENTS DATED FROM DECEMBER 31, 1973 TO DECEMBER 31, 1980, FOR LOCATION KNOWN AS 707 BROAD STREET, A/K/A 2 CEDAR STREET, NEWARK, NEW JERSEY, 07102.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-h.                    RESOLUTION ESTABLISHING HOLIDAY SCHEDULE FOR THE YEAR 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-1.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST

REPRESENTED BY CERTAIN LOST COUPON TO WILLIAM D. ROBERTSON, JR., 1013 MOHRING PLACE,  
LEEDS, ALABAMA, 35094, PURSUANT TO N.J.S. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-j.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST

REPRESENTED BY CERTAIN LOST COUPONS TO THE RIGGS NATIONAL BANK OF WASHINGTON, D.C.;  
PURSUANT TO N.J.S. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN

AMOUNT OF \$200. PAYABLE TO C. MINTZ, THE CHECK CASHIER AND HIS ATTORNEY, GROSS & NOVACK,  
CITY OF NEWARK ISSUED THREE DIFFERENT CHECKS TO THREE DIFFERENT INDIVIDUALS AND DID NOT  
STOP PAYMENT ON SAID CHECKS. (MR. MINTZ BROUGHT SUIT ON SAID CHECKS TO OBTAIN PAYMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-l.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT

OF \$11,000. PAYABLE TO MELODY COOK AND HER ATTORNEY, IRA J. ZARIN, GATEWAY 1, SUITE 1612,  
NEWARK, UPON RECEIPT OF ALL PAPERS AND DOCUMENTS DEEMED NECESSARY BY CORPORATION  
COUNSEL, IN FULL AND TOTAL SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED TO MS. COOK WHILE  
A PASSENGER IN VEHICLE DRIVEN ALONG 165 WATSON AVENUE, WHEN TREE BRANCH FELL ON SAID  
VEHICLE, CRASHED THROUGH WINDSHIELD AND STRUCK HER IN THE ABDOMEN. (INSTITUTED SUIT IN  
SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ALLEGING THAT HER INJURIES WERE CAUSED DUE  
TO NEGLIGENCE OF CITY OF NEWARK, IN PLANTING, SERVICING AND MAINTAINING THE TREE IN  
QUESTION)

November 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT CHECK IN AMOUNT OF \$650.

FROM MR. & MRS. NORMAN POWLETT OR THEIR ATTORNEY MARTIN & HART, 3 NORTH ARLINGTON AVENUE, EAST ORANGE, IN FULL SETTLEMENT FOR BACK RENT OWED TO CITY OF NEWARK WHILE MR. & MRS. POWLETT RESIDED AT 34 FOURTH STREET, NEWARK. (CITY OF NEWARK INSTITUTED SUIT IN UNION COUNTY DISTRICT COURT IN AMOUNT OF \$1,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN

AMOUNT OF \$750. TO MICHAEL BATTAGLIA, 243 MT. PROSPECT AVENUE, NEWARK, IN FULL SETTLEMENT OF CLAIM FOR ACCUMULATED COMPENSATORY TIME DATING BACK TO 1963.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY

(SEE ATTACHED LIST), IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, ON SATURDAY, NOVEMBER 17, 1979, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; FUNDS RECEIVED FROM AUCTION SHALL BE DEPOSITED BY PURCHASING AGENT IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979.

(MELVIN CALLOWAY, JAMES HOLMES, JOSE MALDONADO AND ALBERT MINGUCCI)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CON-

TRACT WITH MOTIVATED ENTERPRISES, INC., 111-119 SUSSEX AVENUE, NEWARK, ONLY BIDDER, FOR  
AMOUNT NOT TO EXCEED \$19,010., TO PROVIDE LEAD POISONING PREVENTION SERVICES FOR  
DEPARTMENT OF HEALTH AND WELFARE; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE BASED  
ON ACTUAL WORK PERFORMED AT THE COST PER SQUARE FOOT QUOTED IN BID PROPOSAL AND HOURLY  
COST WHENEVER REPAIRS MUST BE MADE TO DEFECTIVE PLUMBING; FUNDS ENCUMBERED IN BUDGET OF  
DEPARTMENT OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-r.

RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH FOR

PERIOD JANUARY 1, 1979 TO NOVEMBER 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND  
WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH  
FOR PROVISION OF ANALYTICAL SERVICES OF BLOOD SAMPLES REQUIRED FOR COMPLIANCE WITH  
CURRENT GRANT SPECIFICATIONS OF NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL  
PROGRAM, FOR PERIOD NOVEMBER 8, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE PAID  
UNDER AFORESAID CONTRACT FOR SAID PERIOD IS \$5,000. (CONTRACT AWARDED WITHOUT COMPETITIVE  
BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2) BECAUSE SERVICES ARE  
PROVIDED BY AN AGENCY OF STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

November 7, 1979

7-R-s.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH MICHAEL GAURNACCI, M.D. FOR PERIOD SEPTEMBER 4, 1979 TO OCTOBER 5, 1979, FOR PROVISION OF RADIOLOGICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR MAXIMUM AMOUNT OF \$1,020.40. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENT AGREEMENTS PURSUANT TO PROVISION OF N.J.S.A. 56:5-65 ET SEQ., WITH EACH PROPERTY OWNER INDICATED ON ANNEXED LIST FOR INDICATED AMOUNTS; AGREEMENTS SHALL ALSO BE CONDITIONED ON PROMPT PAYMENT OF INSTALLMENT OF TAXES FOR CURRENT YEAR IN WHICH SUCH AGREEMENT IS MADE AND SO LONG AS PROMPT PAYMENT OF ALL INSTALLMENT BE SUSPENDED ANY ACTION BY MUNICIPALITY TO FORECLOSE THE RIGHT OF REDEMPTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, President Harris.

Not Voting: Councilman Tucker.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDYTHE MITCHELL, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING OCTOBER 11, 1979 AND ENDING APRIL 11, 1980. (COUNSELOR - MAYOR'S POLICY AND DEVELOPMENT OFFICE - FIRST LEAVE BEGAN APRIL 11, 1979)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JONNIE BOULER, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING OCTOBER 18, 1979 AND ENDING APRIL 18, 1980. (POSITION WITH H.C.D.A. PROGRAM - FIRST LEAVE BEGAN APRIL 16, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE ABSENCE WITHOUT PAY TO CLAUDE WALLACE PERSONNEL TECHNICIAN, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING OCTOBER 25, 1979 AND ENDING APRIL 25, 1980. (POSITION WITH H.C.D.A. PROGRAM - FIRST LEAVE BEGAN OCTOBER 25, 1976)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$700. PAYABLE TO STEVEN KLEMIK AND JOHN GIAVA, ESQ., HIS ATTORNEY, 17 ACADEMY STREET, NEWARK, NEW JERSEY; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO RETAIN \$317. CURRENTLY IN NEWARK CITY TREASURY AND TO DEPOSIT SAME INTO GENERAL REVENUE, \$1,017. WAS CONFISCATED BY MEMBERS OF THE POLICE DEPARTMENT ON MARCH 21, 1978. (MR. KLEMIK BROUGHT A MOTION FOR RETURN OF MONIES IN SUPERIOR COURT, STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$185. PAYABLE TO MR. RICHARD ROSA, 10 CRESTMOND ROAD, MONTCLAIR, NEW JERSEY, FOR DAMAGES TO MR. ROSA'S VEHICLE WHICH WAS HIT BY A SANITATION TRUCK, DRIVEN BY MR. WARREN JACKSON. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

November 7, 1979

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-z.        RESOLUTION RATIFYING CONTRACT WITH UNITED HOSPITALS OF NEWARK, FOR PERIOD JANUARY 1, 1979 TO NOVEMBER 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE, TO ENTER INTO AND EXECUTE CONTRACT WITH UNITED HOSPITALS OF NEWARK FOR PROVISION OF NECESSARY PATIENT CARE AND MEDICAL TREATMENT FOR CHILDREN TESTED UNDER THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM FOR PERIOD NOVEMBER 8, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK UNDER AFORESAID CONTRACT IS \$2,666. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE", PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-ba.        RESOLUTION AMENDING RESOLUTION 7-R-bp, JUNE 6, 1979, CONTRACT WITH ST. MICHAEL'S MEDICAL CENTER FOR GLADYS E. DICKINSON HEALTH CENTER FOR PERIOD APRIL 6, 1979 TO APRIL 15, 1980; FOR PROVISION OF AMBULATORY HEALTH CARE SERVICES; MAXIMUM AMOUNT \$238,000., BY CHANGING AMOUNT TO \$237,600., WHICH AMOUNT WILL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR V.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bb.        RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD OCTOBER 1, 1979 TO NOVEMBER 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE GRANT-IN-AID CONTRACT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PERIOD NOVEMBER 8, 1979 TO SEPTEMBER 30, 1980; FOR PURPOSE OF CONTINUING WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM;



November 7, 1979

GRANT AMOUNT \$130,615.; NO MATCHING FUNDS REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION RATIFYING CONTRACT WITH NEWARK BETH ISRAEL MEDICAL CENTER FOR PERIOD JANUARY 1, 1979 TO NOVEMBER 7, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEWARK BETH ISRAEL MEDICAL CENTER FOR PERIOD NOVEMBER 8, 1979 TO DECEMBER 31, 1979, FOR PROVISION OF NECESSARY PATIENT CARE AND MEDICAL TREATMENT FOR CHILDREN TESTED UNDER NEWARK CHILDHOOD LEAD POISONING AND PREVENTION AND CONTROL PROGRAM; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK UNDER AFORESAID CONTRACT IS \$5,334. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE", PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$169,401.67 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1975, 1976, 1977, 1978 AND 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-be.

RESOLUTION GRANTING TAX EXEMPTION ON PROPERTY 48-50 MAIN STREET, BLOCK 2047, LOT 1, OWNED BY CHARLES GRAESSLE, LUIS SANTOS AND NICOLA TRIMARCO, FOR PERIOD COMMENCING JANUARY 1, 1980 AND TERMINATING DECEMBER 31, 1984, PURSUANT TO ORDINANCE 6-S & F-b, MAY

November 7, 1979

17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h, SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING TAX ASSESSOR TO REDUCE TAXES ASSESSED ON PROPERTY LOCATED AT 44 CAMDEN STREET, BLOCK 1834,, LOT 6 FOR 1969, REDUCING FROM \$622.50 TO \$167.90; FURTHER AUTHORIZING ACTING TAX COLLECTOR TO ACCEPT \$1,672.22 PLUS INTEREST IN SATISFACTION OF OUTSTANDING MUNICIPAL LIENS. (BUILDING ON PREMISES DEMOLISHED IN 1968 AND CITY CONTINUED TO TAX BUILDING IN 1969)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING TAX ASSESSOR TO CANCEL TAXES FOR YEAR 1979 INCLUDING INTEREST, PENALTIES AND COSTS IN AMOUNT OF \$4,375.70, PREMISES KNOWN AS 697-703 SOUTH 12TH STREET, BLOCK 1619, LOT 38, OWNED BY INTERNATIONAL YOUTH ORGANIZATION, INC., A NON-PROFIT CORPORATION ORGANIZED PURSUANT TO PROVISIONS OF TITLE 15 OF LAWS OF STATE OF NEW JERSEY FOR CHARITABLE, CIVIC AND EDUCATIONAL PURPOSES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. ROBERT YOUNG, 23 WELLINGTON ROAD, LIVINGSTON, NEW JERSEY, 07039, THE SUM OF \$250.38, NOW ON RECORD IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO OVER ESTIMATED CHARGES RENDERED ON WATER-SEWER ACCOUNT NO. 06-301-3300-00, 68 WEEQUAHIC AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

494  
November 7, 1979

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bi. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1979 CITY OF NEWARK BUDGET, FROM CITY CURRENT FUND, UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE TO DEPARTMENT OF FIRE, SALARIES AND WAGES, DIRECTOR; FURTHER RESCINDING RESOLUTION 7-R-bu, SEPTEMBER 19, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bj. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 200 POUNDS, OLD X-RAY FILM (WITHOUT JACKETS), DEPARTMENT OF HEALTH AND WELFARE, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bk. RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979. (LUCIANO COLLAZO, CHAPP LEE BURGESS AND LESLIE JOHNSON)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bl. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, RETIRED SENIOR VOLUNTEERS PROGRAM (GRANT NO. 440-2543/7), \$76,277.; ITEM AVAILABLE FROM ACTION.

November 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NUTRITION PROJECT FOR THE ELDERLY (GRANT #79514, PROJECT INCOME AND U.S.D.A. GRANT) \$112,464.79; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUBLIC HEALTH PRIORITY FUNDING, \$97,550. (SALARIES AND WAGES-\$43,880.25, OTHER EXPENSES-\$53,569.75); ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION RESCINDING RESOLUTION 7-R-ch, JULY 11, 1979, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUBLIC HEALTH PRIORITY FUNDING, \$195,100.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bp. RESOLUTION AMENDING RESOLUTION 7-R-br, SEPTEMBER 19, 1979, CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY, ON BEHALF OF NON-HOSPITAL DETOXIFICATION CENTER, RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NON-HOSPITAL DETOXIFICATION CENTER TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bq. RESOLUTION AMENDING RESOLUTION 7-R-c, SEPTEMBER 3, 1975, CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY, ON BEHALF OF IMPACT 24 HOUR SECURITY PROJECT, RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF IMPACT 24 HOUR SECURITY PROJECT TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Executive Director Zalkind, Newark Office of Criminal Justice Planning, requesting that he submit copies of the audit of this program highlighting the audit issues referred to in Mr. William R. Bostic's letter of September 21, 1979; further requesting any and all reports issued relative to this program was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

November 7, 1979

7-R-br.RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE

CONTRACT WITH PERDERCO DISPLAYS, DIVISION OF MONTANA ELECTRICAL DECORATING CORPORATION,  
62 MCWHORTER STREET, NEWARK, ONLY BIDDER, TO PROVIDE CHRISTMAS DECORATIONS FOR THE  
CENTRAL BUSINESS DISTRICT, IN AMOUNT OF \$8,585., IN ACCORDANCE WITH THEIR BID AND  
SPECIFICATIONS; FOR PERIOD OF THIRTY DAYS, COMMENCING DECEMBER 1, 1979; UNIT COST  
PER DECORATION \$85. AND TOTAL AMOUNT OF CONTRACT WILL BE \$17,170. FOR 202 DECORATIONS  
OF WHICH HALF WILL BE PAID BY CHAMBER OF COMMERCE; FUNDS UNDER AFORESAID CONTRACT SHALL  
BE PROVIDED FOR BY 1979 OPERATING BUDGET OF DIVISION OF PUBLIC BUILDINGS FOR HALF OF  
THE DECORATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bs.RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH

MORGAN-DANIELS SERVICE CO., INC., P.O. BOX 305, WESTFIELD, NEW JERSEY, ONLY BIDDER, TO  
PROVIDE SERVICE AND MAINTENANCE FOR SOUTH SIDE INTERCEPTOR SEWER, IN AMOUNT NOT TO  
EXCEED \$16,800., IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; CONTRACT SHALL BECOME  
EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND CONTINUE IN FULL FORCE AND EFFECT UNTIL  
EXPIRATION OF SAID CONTRACT; FUNDS SHALL BE ENCUMBERED IN 1980 OPERATING BUDGET OF  
DIVISION OF SEWERS FOR SERVICE TO BE PERFORMED AS NEEDED AND CONTINGENT UPON AND SUBJECT  
TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bt.RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH

EVANS TREE SERVICE, 96 CRAWFORD STREET, EAST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE  
BIDDER, FOR TOTAL AMOUNT OF \$39,930.24, FUNDS PROVIDED FOR BY H.C.D.A. 2ND AND 3RD  
YEAR FUNDS. (WALTER EVANS TREE SERVICE SUBMITTED LOWEST RESPONSIBLE BID IN AMOUNT OF  
\$42,750. AND CERTIFICATION OF AVAILABLE FUNDS IS \$39,930.24; IT WAS NECESSARY TO  
DELETE 4 SAWCUT 16 SQUARE FEET TREE PITTS @ \$.60. EACH AND 21 TREE PLANTED IN FULL SIDEWALK

AREA @ \$123. FOR A TOTAL REDUCTION OF \$2,823. TO STAY WITHIN AVAILABLE FUNDS FOR THE WORK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ACT AS AGENT OF CITY OF NEWARK TO EXECUTE A CONTRACT WITH MAIER LUMBER COMPANY, INC., HIGHEST RESPONSIBLE BIDDER, FOR SELECTIVE TIMBER CUTTING OF APPROXIMATELY 296,<sup>530</sup>~~350~~ BOARD FEET OF TIMBER FOR \$26,200., AS PROVIDED FOR IN BIDS AND SPECIFICATIONS; SAID FUNDS SHALL BE COLLECTED BY NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION; PURSUANT TO RESOLUTION 7-R-bg, DECEMBER 20, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION IN CONNECTION WITH PROJECT ENTITLED "ROBBERY PREVENTION AND INVESTIGATION PROJECT" TO SLEPA; DOES NOT REQUIRE EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK. (SLEPA-\$201,925.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION ENGAGING SAMUEL KLEIN AND COMPANY FOR 1980 AUDIT AND AUTHORIZING EXECUTION OF AGREEMENT THEREFOR, FOR A CONSIDERATION OF \$173,500.; FUNDS WILL BE PROVIDED IN 1980 BUDGET FOR THE OFFICE OF THE CITY CLERK. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

November 7, 1979

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bx.

RESOLUTION AMENDING RESOLUTION 7-R-cw, AUGUST 8, 1979, CONTRACT BETWEEN NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, BY AMENDING PARAGRAPH 4, PROPOSED BUDGET, ORIGINALLY \$1,050,813., BEING CHANGED TO \$1,238,425.; NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS-\$672,718., CITY OF NEWARK (IN-KIND) PERSONNEL, SPACE-\$158,095., ESTIMATED CARRYOVER FUNDS FROM PREVIOUS GRANT-\$220,000., U.S.D.A. CASH-\$150,612., PROJECT INCOME-\$37,000.); CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND ONLY PROVIDES FOR IN-KIND SERVICES TO SUPPORT PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-by.

RESOLUTION ACCEPTING BID OF INDUSTRIAL EQUIPMENT RENTAL AND SALES TO PURCHASE CITY-OWNED PROPERTY KNOWN AS 231-233 HIGH STREET AND 241-243 HIGH STREET, BLOCK 2857, LOTS 1 AND 5, NEWARK, NEW JERSEY, FOR \$25,000. AND AUTHORIZING EXECUTION AND DELIVERY OF DEED, PURSUANT TO RESOLUTION 7-R-bp, OCTOBER 17, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A" TOTALING \$446,516., BEING THE HIGHEST BIDS OBTAINED AT AUCTION. (THE NEW NEWARK LAND RUSH SALE)



(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-ca.        RESOLUTION HONORING WILLIAM M. ASBY FOR NEARLY 70 YEARS OF DEDICATED SERVICE TO THE CITIZENS OF NEWARK IN THE STRUGGLE FOR EQUAL CIVIL RIGHTS FOR ALL AMERICANS.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, see page 3 in the minutes of this meeting)

7-R-cb.        RESOLUTION INITIATING AN IMMEDIATE INVESTIGATION BY THE INVESTIGATING COMMITTEE OF THE NEWARK MUNICIPAL COUNCIL RELATING TO A PROPOSED CONTRACT WITH PORTERHOUSE CLEANING & MAINTENANCE, INC.; FURTHER, DIRECTING THE CORPORATION COUNSEL TO SUBPOENA ANY AND ALL RECORDS RELATING TO THE AFOREMENTIONED PROPOSED CONTRACT AS WELL AS ISSUING SUBPOENAS TO CERTAIN CITY OFFICIALS TO GIVE TESTIMONY UNDER OATH RELATING TO SUBJECT CONTRACT AND MATTERS PERTAINING THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.        RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT ON BEHALF OF CITY OF NEWARK WITH BUILDING TRADES BARGAINING COMMITTEE; EFFECTIVE JANUARY 1, 1979 THROUGH DECEMBER 31, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

November 7, 1979

7-R-cd.      RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER NO. 1  
FOR CONTRACT 79-06 IN AMOUNT OF \$4,320. PAYABLE TO INTILE TREE EXPERTS. (ORIGINAL  
RESOLUTION 7-R-q, JUNE 6, 1979, PROJECT KNOWN AS EMERGENCY STREET TREE SERVICE) FUNDS  
AVAILABLE IN DEPARTMENT OF ENGINEERING 1979 OPERATING BUDGET TREE PRUNING SERVICES  
(11-11-01-457)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.      RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND  
DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH  
NEWARK ECONOMIC DEVELOPMENT CORPORATION AND ALLING STREET URBAN RENEWAL COMPANY, FOR  
PURPOSE OF TRANSFERRING GRANT FUNDS TO NEWARK ECONOMIC DEVELOPMENT CORPORATION; CONTRACT  
PROVIDES FOR PAYMENT OF \$438,974. TO NEWARK ECONOMIC DEVELOPMENT CORPORATION, CONTINGENT  
UPON THE RECEIPT OF GRANT FUNDS FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, FOR  
PURPOSE OF GIVING A SUBORDINATED SECOND MORTGAGE IN AMOUNT OF \$438,974. TO ALLING STREET  
URBAN RENEWAL COMPANY FOR REHABILITATION OF BUILDING LOCATED AT 1-25 ALLING STREET  
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE  
SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.      RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE AGREEMENTS  
WITH, AND ACCEPT FUNDS IN AMOUNT OF \$400,000. FROM COMMISSIONER OF STATE DEPARTMENT OF  
ENVIRONMENTAL PROTECTION GREEN ACRES LOCAL ASSISTANCE PROGRAM AUTHORIZED BY NEW JERSEY  
GREEN ACRES AND RECREATION OPPORTUNITIES ACT OF 1974; \$100,000. (10% MATCHING SHARE OF  
CITY OF NEWARK, CAPITAL BUDGET, 6-S & F-h, AUGUST 8, 1973, AS AMENDED, THROUGH UNITED

STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, 7-R-o, APRIL 3, 1974). (NAT TURNER PARK (R-32))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg. RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE AGREEMENTS WITH, AND TO ACCEPT FUNDS IN AMOUNT OF \$500,000. FROM BUREAU OF OUTDOOR RECREATION THROUGH THE COMMISSIONER OF STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION AS AUTHORIZED BY FEDERAL LAND AND WATER CONSERVATION FUND OF 1965; \$100,000. (10% MATCHING SHARE OF CITY OF NEWARK, CAPITAL BUDGET, 6-S & F-h, AUGUST 8, 1973, AS AMENDED, AND THROUGH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, 7-R-o, APRIL 3, 1974.) (NAT TURNER PARK (R-32)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-ch. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF WATER UTILITY, WATER SUPPLY, OTHER SALARIES AND WAGES, LABORER, \$78,000., TO OVERTIME \$78,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-ci. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, SERVICE AND CONTRACT AGREEMENT, CONFERENCES AND RELATED TRAVEL AND MEALS OUTSIDE THE CITY, \$1,493., OFFICE OF THE CITY CLERK, MATERIALS AND SUPPLIES, GASOLINE, \$2,600. TO OFFICE OF THE CITY CLERK, SERVICE BY CONTRACT OR AGREEMENT, LOCAL CONFERENCES, TRAVEL AND MEALS \$4,093.; PURSUANT TO N.J.S.A. 40A:4-58.

November 7, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-cl.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM CITY CLERK AND MUNICIPAL COUNCIL  
MUNICIPAL COUNCIL, SALARIES AND WAGES, OVERTIME \$16,695. TO MUNICIPAL COUNCIL, SALARIES  
AND WAGES, \$16,695.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-ck.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING,  
DIVISION OF SANITATION, OTHER SALARIES AND WAGES, LABORER, R.C. \$50,000. TO OVERTIME  
\$50,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-cl.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF WATER UTILITY,  
DIVISION OF WATER SUPPLY, REAL ESTATE TAXES, \$150,000., TO NEWARK WATERSHED  
CONSERVATION \$150,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-cm.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION,  
OFFICE OF BUSINESS ADMINISTRATOR, SALARIES AND WAGES, ASSISTANT BUSINESS ADMINISTRATOR  
\$776., DIVISION OF PERSONNEL, OTHER SALARIES AND WAGES, SENIOR PERSONNEL CLERK \$6,800.

TO SALARIES AND WAGES, BUSINESS ADMINISTRATOR \$7,576.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-cn.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE, \$2,493. TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF DIRECTOR'S OFFICE, DIRECTOR \$2,493.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-co.

RESOLUTION RESCINDING RESOLUTION NO. 7-R-cf, OCTOBER 17, 1979, ENTITLED "RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 231-233 AND 241-243 HIGH STREET, BLOCK 2857, LOTS 1 AND 5, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

7-R-cp.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 231-233 HIGH STREET, BLOCK 2857, LOT 1, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

November 7, 1979

MOTIONS.7-M-a.

A MOTION REQUESTING FEDERAL RESERVE BOARD CHAIRMAN PAUL VOLCKER, A LONGTIME RESIDENT OF NEW JERSEY, TO CAREFULLY CONSIDER THE EFFECTS OF THE PRESENT TIGHT MONEY SUPPLY ON URBAN AREAS OF NEW JERSEY LIKE NEWARK, SINCE SUCH AREAS ARE ESPECIALLY VULNERABLE TO ECONOMIC CONDITIONS WHICH DRY UP LINES OF CREDIT FOR LOCAL BUSINESSES AND PROSPECTIVE HOME-BUYERS AND DISCOURAGE PRIVATE INVESTORS FROM MAKING THE FINANCIAL COMMITMENTS NECESSARY TO REBUILD AND REVITALIZE NEWARK AND HER SISTER CITIES; FURTHER, URGING MR. VOLCKER TO APPLY WHATEVER REMEDIES ARE AVAILABLE IN ORDER TO ALLEVIATE THIS SEVERE MONETARY CRISIS AS IMMEDIATELY AS POSSIBLE, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED OCTOBER 26, 1979, ENCLOSING PROPOSED "ORDINANCE APPROVING AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE VAILSBURG AREA (FIRST AMENDMENT)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to table this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED OCTOBER 26, 1979, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE SALVATION ARMY, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 138 CLIFFORD STREET, NEWARK, NEW JERSEY, FOR A TERM OF SIX (6) MONTHS PURSUANT TO N.J.S.A. 40A:12-5 (a) (1)."

(For period November 8, 1979 to December 31, 1979, at a rental of \$1. for entire term, plus utilities)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED OCTOBER 29, 1979, REAPPOINTING, SUBJECT TO CONFIRMATION BY MUNICIPAL COUNCIL, ANTHONY D. BURKE, 245 CLIFTON AVENUE, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY OF NEWARK FOR A TERM TO EXPIRE AUGUST 31, 1982.

(Copy of communication submitted to each Member of the Council)

(Mr. Burke to meet with the Council November 7, 1979)

A motion to confirm the nomination of Mr. Anthony D. Burke as a Member of the Board of Alcoholic Beverage Control of the City of Newark for a term to expire August 31, 1982 was made by Councilman Carrino, seconded by Councilman Bottone.

President Harris: Will the Council confirm the nomination.

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

Not Voting: Councilman Bottone.

President Harris: The nomination is confirmed.

Councilman Bottone requested the City Clerk to communicate with Commissioner of Registration and Superintendent of Elections Downey requesting from him the political party affiliation for the Members of the Board of Alcoholic Beverage Control.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR' (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH LOCAL 945, TEAMSTERS, TO BE EFFECTIVE JANUARY 1, 1979)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez,

November 7, 1979

seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 16, 1979 (6-S & F-e) AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH LOCAL 945, TEAMSTERS, TO BE EFFECTIVE JANUARY 1, 1979)."

(Copy of ordinance and correspondence submitted to each Member of the Council).

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST RATES OF PAY AS PER AGREEMENT WITH LOCAL 945; TEAMSTERS, EFFECTIVE JANUARY 1, 1979)."

	1st year per hour	2nd year per hour	3rd year per hour
(Truck Driver, Civil Defense (40 hours)	\$4.79	\$5.16	\$5.60

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND



ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1979 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATE AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)."

	<u>1st year per hour</u>	<u>2nd year per hour</u>	<u>3rd year per hour</u>
(Garage Attendant (40 hours)	\$4.54	\$4.78	\$5.11)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)."

	<u>1st year per hour</u>	<u>2nd year per hour</u>	<u>3rd year per hour</u>
(Laborer (40 hours)	\$4.16	\$4.47	\$4.87
Truck Driver (40 hours)	4.79	5.16	5.60)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by President Harris seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-1. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST PAY RATES PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)."

	<u>1st year per hour</u>	<u>2nd year per hour</u>	<u>3rd year per hour</u>
(Building Maintenance Worker (35 hours)	\$4.01	\$4.34	\$4.74

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 7, 1979

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE TO BE EFFECTIVE JANUARY 1, 1979)."

(Copy of ordinance and communication submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 7, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e) ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE, TO BE EFFECTIVE JANUARY 1, 1979)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 20, 1979 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

#### PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from October 10, 1979 to October 29, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Parent Teachers Association	7773 (Amended)
Babyland Nursery, Inc.	7818 (Amended)
Beth David Jewish Center	7821 (Amended)
St. Casimir's Roman Catholic Church	7852 (Amended)
St. Stanislaus Church	7942 (Amended)
Queen of Angels Catholic Church	7946 (Amended)
Newark Lodge #21 B.P.O. Elks	7962 (Amended)
Society of the Holy Rosary of St. Francis Xavier Church	8012 (Amended)
St. James Roman Catholic Church	8028 (Amended)
General Committee of St. Aloysius Roman Catholic Church	8049
St. Francis Xavier Parent School Guild	8051
The Most Worshipful Prince Hall Grand Lodge of the State of N.J.B & A. M.	8053
Booster Club of St. Benedict's Church	8056
Parents and Guardians Guild of St. Vincent Academy	8058
Congregation B'Nai Zion	8059
Beth David Jewish Center	8061
Blessed Sacrament Home School Association	8062
St. Columba Rosary Society	8063
Babyland Nursery, Inc.	8067

November 7, 1979

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Nicholas Greek Orthodox Church	8052
Perpetual Help Nursery Parents Association	8054
Mothers' Club of Essex Catholic High School	8055
Parents' and Guardians Guild of St. Vincent Academy	8057
Ladies Auxiliary of Club Espana	8060
Church of Our Lady of Good Counsel	8064
Rosary Altar Society - St. John's Ukrainian Catholic Church	8065
Rosary Altar Society - St. John's Ukrainian Catholic Church	8066
Club Espana	8068
Mothers Club of St. John the Baptist Ukrainian Catholic Church	8069
Lions Club of Roseville	8070
Clear View Baptist Church	8071
Parents Organization of St. Benedict's Prep School	8072
Community Parents for Youth Development	8073

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.


ADJOURNMENT.

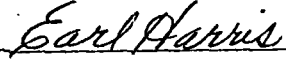
A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, President Harris.

This meeting adjourned at 5:50 P. M.

APPROVED:

  
 Frank D'Ascensio  
 City Clerk

  
 Earl Harris  
 President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Councilman Ralph T. Grant, Jr.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Leonard Kowalewski, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 13, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris said there is a capacity audience here tonight dealing with a particular issue and would like to have each and every person present respect the other person as a citizen of this City to show them the same sort of courtesy they would wish shown to them, regardless of how they feel about the issue. The matter dealing with the ordinance on the police manning was dealt with on second reading and final passage at the last meeting. That meant, at that time the public had the right to speak and make their presentation to the Council. Tonight they will deal with the subject as to whether the Council will make a determination to override or not to override a veto by the Mayor, the Chief Executive of the City of Newark. This action does not involve any public debate. The discussion will be held by the Members of the Council.

#### REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF OCTOBER, 1979.

November 20, 1979

A motion to approve contracts awarded for October, 1979 subject to receipt of resolution covering Beebe Refractory Sales and Service, Boiler Repairs for Symphony Hall, in the amount of \$9,400. was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH SEPTEMBER, 1979.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to consider Item 6-S & F-m at this time was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### ORDINANCES FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S &amp; F-m.

The City Clerk read AN ORDINANCE TO AMEND REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD THERETO A PROVISION REQUIRING THE CITY OF NEWARK TO KEEP AND MAINTAIN A POLICE FORCE OF NOT LESS THAN 1200, NOR MORE THAN 1522 POLICE OFFICERS AVAILABLE AT ALL TIMES.

(Copy of ordinance submitted to each Member of the Council)

(Ordinance rejected by the Mayor November 15, 1979)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance to amend Revised Ordinances of the City of Newark, New Jersey (1966), to add thereto a provision requiring the City of Newark to keep and maintain a police force of not less than 1200, nor more than 1522 police officers available at all times adopted by the Municipal Council November 7, 1979, rejected by the Mayor November 15, 1979.'"

November 20, 1979

The City Clerk read the following veto message from Mayor Gibson:

To: City Clerk and Municipal Council

Re: Veto of Ordinance 6-S & F-j November 7, 1979

"I am rejecting and returning to you Ordinance 6-S & F-j (November 7, 1979) commonly referred to as the "Police Minimum Manning" ordinance. I am vetoing this legislation because of its questionable legality and my firm belief that it is not in the best interests of the citizens of Newark. No matter which formula is used to enact this ordinance, the people of Newark would be asked to bear unreasonable hardships. They would have to be taxed to the breaking point or endure severe service cut backs. As for its legality, on two occasions the Corporation Counsel has advised the Municipal Council that actions of this type could not be approved within the framework of existing state laws. The City's chief legal officer has found this ordinance "irreconcilably in conflict with State statute". In these opinions, Mr. Perillo pointed out to specific laws and court decisions which clearly deny the legislative branch the right to usurp the administrative authority of the Mayor and the executive branch. The Police Minimum Manning ordinance infringes on the authority of the executive branch. Whatever the issue under consideration, even something as important as police protection, we must always uphold the principles of government embodied in State law. From the very founding of our nation, these principles have included certain checks and balances on the powers of elected officials. To accept the intent of this ordinance would be to tamper with the basic balance which has enabled our form of government to flourish for two centuries.

In addition to its legal flaws, I have also rejected this ordinance because of the potentially disastrous effects it will cause to other services. Due to the constraints of both the State Cap Law

and of the City's limited ability to collect revenue, we simply cannot provide the more than \$9 million in additional spending required by the ordinance without corresponding decreases in other appropriations. Stated bluntly, this ordinance would mean both dramatically higher taxes and substantially lower services, except those provided by police personnel. The layoff notices issued earlier this week to approximately 775 municipal employees are due in large part to the implications of this ordinance, and represent the kinds of severe disruption which will occur should this action ultimately become law. It is the responsibility of government to make sound judgements, even in the face of exceedingly well organized lobbying, officials must be willing to place principles over limited popularity.

My veto of this legislation should not, however, be viewed as lack of concern for the safety of those who live and work in the City of Newark. Rather, it should be seen as a realization of the larger responsibility which I accepted in taking the Oath of Office as Mayor. A part of the responsibility and oath, is not to throw government totally out of balance to solve one problem. In that Oath, I swore to uphold the laws of this state and country, which require me - and you as Council Members - to provide for the health, safety and welfare of the public, within the fiscal and legal bounds established by the State. Health, safety and welfare will not be protected by eliminating sanitation services, health care, and inspections, nor by curtailing regulatory agencies - and certainly not by adding still more to the heavy load of local taxes. To approve this ordinance would cause the loss or impairment of many municipal services for which our City's people have paid, and on which they must depend.

In light of these problems, therefore, I cannot in good conscience approve this recent action and feel that I am fulfilling the duty which I assumed upon becoming Mayor of the City of Newark, or carrying out my long commitment to improve the quality of life in Newark.

November 20, 1979

That means fighting crime, yes - but it also means attending to the many needs of all our people. I ask your understanding and support in rejecting this legislation so that our citizens need not endure the dire consequence which would result from its enactment."

/s/ Kenneth A. Gibson  
MAYOR

A motion to override the Mayor's veto was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Martinez said first it should be made clear to the audience that this was not an ordinance by the Municipal Council. It was the result of a petition that was signed by the registered voters in the City of Newark because of all of the problems that occurred in the City due to the layoffs of over 200 policemen in January. In June, an organization set about legally, got the required signatures, and it was brought to the attention of the Municipal Council to either act or not act. Whether this is defeated tonight, whether the override is successful or not, this will appear on the ballot as a referendum in November of 1980. Not one Council Member wants to see anyone laid off. They want all of their services. What is happening here, is a chaotic situation brought about by a lack of communication. He has gone down personally to see the Mayor because they were faced with a situation of crime. As the fathers of this City we must act upon any crisis. He has dealt with alternatives to discuss, whether the amount be 200, 100 or 50, whatever that amount may be to make our streets a little safer in the City of Newark.

Councilman Martinez quoted at length crime statistics existent in the City. He felt there is no reason for this particular ordinance to be defeated and no reason for layoffs to occur in the City of Newark. They met with representatives of Administration as to where they got the \$9 million figure, which they feel is an exaggerated figure which would cost the City of Newark relative to layoff of policemen to be rehired. Their answer was more or less they would not give Council the answers from Administration so they never received a reply. If you figure out their salaries and multiply by the people who were laid off and to be rehired, the figure is not that given by Administration.

Councilman Martinez felt senior citizens were being exploited, letters were sent that their programs would be cut. There is not one Council Member here that wants to see any senior citizen suffer any cutbacks in programs, jobs, meals, etc. It was basically this Council that fought to bring these programs into the City. Councilman Carrino and he went to Trenton last week because they felt it might be their salvation



and proposed a bill to the Senate and to the Assembly hoping they would get support from Administration and what the bill said in essence "that if a City like the size of Newark, 300,000, a City that had an increase of 25%, if a City had a surplus of over \$10 million, the City could exercise their judgement by using 25% of the surplus strictly for the purpose of policeman power in fighting crime." It means the police would be put back on the streets. We didn't have to have 1200, they would have been satisfied with 1100, but no one saw fit to see that. Not one City employee would be touched or affected. Instead Administration sent out a fear campaign to 775 employees that they were going to be laid off. Today the Business Administrator came before the Municipal Council and he was asked a question "if this is vetoed tonight, will there be any layoffs, and his answer was between 200 to 400".

Councilman Martinez said he would stand firm and move to override the veto and there is no question that this Council can go over the budget and there is some fat that could be cut, not essential services.

Councilman Carrino said they are serving in a City of 325,000 people and unfortunately they are facing a situation where they have a Mayor who has been deceitful and has not been telling the people in the City of Newark the truth about the entire situation. The Mayor recently had a press conference in which he told the members of the media that he was sending 800 and some odd layoff notices to the employees of the City of Newark. He told the media that it was going to cost the City of Newark \$13 million if they put the policemen back on. He is very disappointed that not one reporter asked the Mayor how he came up with a figure of \$13 million for 200 policemen. All you have to do is multiply 200 x \$21,000. and the figure is more like \$4 million. The Mayor refused to give anybody the justification for those figures he came out with by stating we had a \$13 million difference with the budget if they put the 200 policemen back on. As late as this afternoon we asked him and his Administration where the figures were which he gave to the reporters last week on television, and the radio and newspaper, and he refused to give us those figures. In his mind that is a gross violation of the Faulkner Act. The City Council cannot get monetary figures from the Budget Department and Administration in one request. Unfortunately, the Mayor has determined to send 800 layoff notices out when this afternoon, sitting down with Business Administrator Hill, he informed us he has not yet sat down with the 9 Department heads of the City of Newark. He has not even reached the 1980 budget which means he has no idea how much money we have and how much money we are going to spend. Therefore, coming up with a figure of 800

November 20, 1979

layoff notices, it seems to him they did not even go over the budget, this was nothing more than a pressure tactic to have employees of the City of Newark feel, if they put a policeman on, a garbage man, crossing guard, etc., as far as even people on federal programs and senior citizen centers were told they were not going to work. All he knows is that the Mayor of the City of Newark has sent out 800 notices at a time prior to a holiday and when people should not be put under that pressure. We know there is a surplus of several million dollars. The Mayor this week told them the surplus was not there because he has put it into capital budget, which means he has taken the money we know is in the surplus and put it into projects which may or may not be done in order that the money be hidden so we cannot pinpoint it by January 1st.

Councilman Carrino thought in all justification to everyone in the City of Newark, including policemen, employees and residents of the City, that the Mayor should have had the decency for the past 5 months to sit down with them as a Council to try to work out some kind of arrangement, to at least try to find out what the citizens of Newark the minimum number of policemen out in the streets, to try to find out what they can do together down in Trenton and Washington to generate money to put the policemen back on. Yet in all this time, all the Mayor has done was to say, if you put a cop on, we are going to lay someone off and he would not budge and has not once worked with the City Council or anybody else in the City of Newark to try to solve the crime problems. He is accusing the Mayor of not wanting to put the policemen on, accusing him of allowing the City to digress into anarchy and if nothing is done tonight he is going to make a second request to the Governor of the State of New Jersey to send in the State Police because the Police Department cannot handle what is going on in the City of Newark and citizens are being used as a pawn in a political situation which is terrible with the crime situation we are facing.

Councilman Grant stated the ordinance that is before them is an ordinance that they asked for a legal opinion from the Corporation Counsel of the City of Newark Salvatore Perillo. Mr. Perillo is paid by the City in excess of \$30,000. for the express purpose of representing the City and giving them legal opinion on ordinances. The opinion he has given this body is that this ordinance is illegal. If this ordinance were passed, it would be an ordinance that was illegally passed and secondly would have no bearing on the administrative policy of the City. As an elected legislative official, he knows the difference between administration and legislation. What Mayor Gibson has done in his opinion, relative to this particular piece of legislation, is that

he has acted both fruitfully and prudently in vetoing the measure. Secondly, he is prepared to stop rapping and starting mapping and start voting.

Councilwoman Villani stated tonight they are locked into a situation that simply says "damned if you, damned if you don't." At the last meeting she voted for more policemen and they will find her name on the petition submitted to her by Mr. Dowling, but since then we have been told we are going to play roulette with 800 city employees who will have to be laid off. That does not leave them much choice. Faced with the layoffs, they are faced with a cutback in city services, faced with closing many senior citizen centers, faced in the cut of food programs for the elderly, which for many is their only meal. Once again, we are forced to give Newark employees a great big Christmas present. They are being forced to tell 800 Newarkers that they will be out of a job for Christmas. There is no doubt in her mind that Mayor Gibson will keep his word. She cannot gamble with the welfare, the livelihood of Newarkers. If the Mayor's veto is upheld, the citizens of Newark can have it out in November, if they want more policemen.

Councilwoman Villani said the same seniors that appeared before the Council at the last meeting stating they were robbed, mugged are the same seniors that are concerned about the food programs and about their centers. This is why this has to be weighed very carefully. She is not saying we do not need more policemen, but she will not gamble with the welfare of the people of Newark.

Councilman Bottone said it is a sad situation when people are pitted against each other because of an emergency situation and certainly we don't want to put seniors against policemen or policemen against any other city employee. However, some of the facts must be brought out and one must realize that they are not being told everything they should be told. He has a document before him which is a legal document and he would give anyone a copy that wanted one. He said he would read a few excerpts from it. Most of the senior citizen centers are federally funded and not funded by the City, but approved. He does not think they will lose too much senior citizen programs or money. What he is afraid of is they are going to lose even more security and by that when he asked a question how much and how they arrived at a budget for the Police Department this year, 1980, \$35,719,000. nobody could tell them even how much a policeman made. They had documented that each policeman received \$26,000. a year, that is not the truth. A starting policeman receives approximately \$15,000. plus fringe benefits, making it \$20,000. or \$21,000. a year. The figure is already inflated. He surmised and feels there is going to be a layoff regardless of what happens tonight because they were

November 20, 1979

told this by the Business Administrator. What has happened here is that the employees have been aroused and told to come here and holler and hoot and hope their side would win but they are not being given the facts. The facts are that at a meeting November 10th, from Director Williams, Subject: "Implementation plans for Minimum Staffing", this letter went to all people: Identification Officers, Communication Officers, Record Clerks, School Crossing Guards, Violation Officers, Linemen, Communication Clerks and all CETA personnel associated with these positions. "Finally and most importantly, an implementation plan must be developed to insure that all positions vacated by civilians will be properly trained by police officers." How much is it going to cost us to train these people? How about the people that have been there for 25 to 50 years that are going to be laid off and not only that, you will have 1200 policemen but working as crossing guards, etc. You still don't have the policemen in the streets where they want them. This is what he means by them being deceived. As far as layoffs, no one wants to see anyone laid off.

Councilman Bottone continued reading from a November meeting, a document which states "a question was asked, and the answer was, we are doing what soldiers do for their commanders, following orders." A footnote says "Hitlers staff said the same thing, when they were wrong." He thinks what is being done tonight is an injustice to all citizens of the City of Newark because regardless of who you are or what you are, when they hit you in the head, you bleed and he thinks we need, honest government where people are told what is going on and he is sure the budget itself, when it comes time to be scrutinized, he will find plenty of fat and there are people sitting out in the audience, 6 or 7 years ago stood behind the podium and gave them Hell because they were not part of Administration at that time but they are hollering tonight the other way because they are getting fat. He is telling them why he is voting and hoped they would understand, that after the budget is over and January 1st approaches us and see that he is right at least have the courtesy to tell him he was right.

Councilman James said as a nine year member of the Council he is always happy to see so many individuals in a meeting and he thinks they have said over and over again that it is unfortunate that so many are here tonight and some of our most talented and finest citizens, only come to Council meetings when they are personally involved, only come when they are told to come, for political power and he thinks the Council has said over and over, they need them continuously to give them insight and ideas, creativity to help them fashion solutions for many of the problems they face in the City. They are seeking a quick solution, he suggested that if a quick solution was in the offing, 9

November 20, 1979

1 - 520

of this Body and Mayor Gibson himself, would have found a solution quite some time ago. The reason they are here tonight is because Mayor Gibson and this Council have not been able to fashion solutions because they disagree on the crisis affecting the City. There is no easy answer and no type of charades or any type of fancy statements can resolve the issue.

Councilman James stated for the record he would say there is a legitimate need for increased and effective police services in the City of Newark. More police and he is not referring to any number, more effective police service. He is not of the opinion we are getting a days pay for a days work at present. He thinks we also have to be vitally concerned about our City maintaining and enhancing other essential City services, such as the Board of Education, in its request for quality education, school crossing guards must be maintained, Municipal Courts must function, improved fire delivery service, sanitation, health care, recreation, sewers, tree trimming, removal of abandoned cars and houses, water supply, our museum must be financially supported, our libraries, streets and sidewalks. He believes that, again, he indicated by his vote at the last meeting, we do feel at this time because of the layoff of police personnel and because of looking up the records of number of men we have had in uniform that there is a crying need that when you divide 942 into three shifts, and place men in administrative positions, there is a need for increased uniform personnel and effective performance. Again, he would agree with Mayor Gibson there is no magical formula. However, he would disagree with Administration, if they say that 942 is enough men in uniform, then Administration must be prepared to deal with the increase in crime in our City with 942. If Police Director Hubert Williams states publicly that there is a police job action going on, then he feels he should bring those policemen up on charges who are actually involved in a job action. He does not feel we can say we have enough when all of us leave here tonight might be threatened with crime in our homes, such as 65 Wilbur Avenue, where they removed all of its contents Wednesday of this week, Clinton Avenue with all the problems there, Hawthorne Avenue, Bergen Street. He thinks without any administrative plan of action, no thought to increase in crime and to restore policemen around the situation tonight will continue to grow worse. This is not a win or lose situation. If they override the Mayor's veto tonight, many will leave here tonight and say the Council won, the Mayor won, etc. The issue is much more than that because we still have a police problem in our City. We need to offer some solution to the problem. He would say that those who are getting a pink slip tonight, it is unfortunate. No one

November 20, 1979

wants to see a pink slip faced with holiday coming. He said he is strong enough to advise them that this Council has been so advised by Administration that whether they override the veto tonight, or not, there will be pink slips in 1980 in order to balance the budget. Yes, we should be concerned about their welfare but he wants to remind them that they have also been advised there will be layoffs in order to balance the budget and then he would dare say there will be no issue tonight in order to welcome that situation.

Councilman James said it is time for Administration and the Council to come together in seeking a solution to this and other problems affecting the quality of our lives in Newark. We need to fashion a solution to this problem. They had hoped that by tonight there would be a compromise. They hoped tonight there would be a viable alternative to our police problem. They hoped tonight there would be a proposal before them not involving any layoffs of essential personnel but also one which would involve how to combat the increase of crime in our City affecting all of our population, black and white, young and old. He would say in view of the situation tonight, and in view of his past record, he is looking at the 775 persons that have been earmarked for layoffs. He does recognize that many of them are local Newark residents, he does recognize that many of them are the lowest paid in our municipal government; he does recognize that many are poor, many are involved in a delivery of essential services. He does recognize that many of them would be the hardest hit if they were to override the veto tonight. Against this they still have a human cry for more effective police service. He would say that he as Councilman of the South Ward for three terms, having received the support of the citizens of the South Ward, his vote in the past has been consistent with his wishes and they can rest assured upon roll call that his vote will reflect those wishes of residents of the South Ward.

Councilman Johnson said that one of the first mandates he received and the major platform that brought him to this position was the fact that he pledged to deal with crime in the Central Ward and that has been one of the major concerns, the major drawback and one of the major down grading factors of the standard of living in his Ward. It is a shame Administration has allowed this situation to come about in this manner where we put jobs against more effective police protection, quality police protection should be given. It is a shame that the day has developed in Newark where jobs for 770, in most cases those who can least afford to be laid off, are now on line because Administration has not utilized the opportunity to sit down with the Council to find an alternative, another way of handling this problem. Yes, he voted for more policemen and

he was not totally happy with the fact of the numbers involved in that ordinance and the numbers would not be the major factor but the major factor would be a tightening of Administration, a tightening of those who are in command at the Police Department to bring about more efficient quality police protection. He, like the Councilman from the South Ward, has voted in the past in the interest of his constituents in the Central Ward and he will not change this evening. He will put everything aside and do what his constituents have made him aware of what they would like to take place.

Councilman Tucker indicated for the record what this meeting is not. He sees representatives here from various municipal departments who have been in receipt of those so-called pink slips. He thinks his colleagues have indicated whether the Council affirmatively votes to override the veto or not he thinks it should be clear in our minds that it will in anyway whatsoever have any effect what was reported to them today about a \$4.2 million deficit for year 1980. He thinks we should be well aware of the fact that action such as this, in his mind are good, to have the citizenry of Newark come out and see their elected representatives in action. The fact still remains whether we vote the veto up or down, the problem of police will not be resolved after this meeting is over. He thinks when we start looking at that we must recognize that particular factor fully. In 1974 when he was first elected to the Newark Municipal Council, they had a Table of Organization in the Police Department of approximately 1300 men. He introduced an ordinance at that time which would raise the Table of Organization in Newark Municipal Government from 1300 men to an additional 100 men. That ordinance was almost supported unanimously by the general citizenry of Newark primarily because they were concerned about adequate police protection. He thinks that particular opinion has not changed. He is not of the opinion that the numbers of policemen we currently have within the City of Newark is going to effectively meet the police services within the City of Newark. He does not believe if you cut the Police Department from 1974, a manpower of 1300 to as of yesterday, with conversation with Police Director Williams where we currently have 935 men that you can say clearly and quite honestly say that we are providing the same kind of police service with approximately 300 less men. He thinks if all of us want to look at that, we have to recognize that is true. The other factor we should be aware of is that we are here tonight to make a decision which in his mind is a fiscal decision. The fiscal decision is being sponsored directly when the citizenry at large put forth the petition drive, who said in direct terms we want to put it on the ballot and have it voted on. He is of the opinion all of us want to see additional policemen within the City of Newark. The outcome of that

November 20, 1979

election, he is sure we know full well will probably answer the question and the lack of police will be resolved. Quite frankly he wants to say clearly that he thinks the question we have to address this evening by the Council, is whether or not they have the fiscal resources within the City of Newark to resolve the issue and responding to the question the citizenry have raised. He has some major reservations in regards to the fiscal games being played. If we operate under the assumption based on the figures submitted to them, if we say a police salary is approximately \$26,000. and we know full well that the ordinance calls for 1200 men and we know we have 935, you don't have to be a great mathematician to multiply that out, the figure comes out to approximately \$5.5 million. It is not \$9 million. What has taken place is that Administration, and we have to be frank and say the Mayor added on the additional amount of the deficit, faced in 1980, when you see and hear people say \$9 million, it is not directly related to the Council's consideration or lack of consideration in regard to the ordinance they currently have before them. He thinks we know we are talking about a major disagreement, or major difference in opinion between the Mayor and the Council and he is of the opinion it is going to have to be resolved if they are going to provide effective services to the citizenry of the City of Newark. He does not want to sit here and say to the citizens of Newark that whether the veto is voted in or whether it is voted out that all current personnel that are present in the Chamber, working for the City of Newark and in some cases providing basic services, that the problem is over. He does not want them to walk out of here operating under that particular assumption. He does not believe we have to recognize that they have to come together with the legislative branch and administrative branch. He didn't support the Administration in regard to their particular stand of not hiring additional policemen and he doesn't necessarily support his colleagues and also the citizenry, the petitions which in effect say we have to have 1200. He does not think this is going to be resolved on Election Day, by this Council this evening, but he thinks all of us better recognize one reality, that if we don't resolve it we are not going to move forward as a City. One of the discussions that took place at the last meeting, it was very funny, people saying we are not giving enough police in the South Ward, they are in the North Ward, we should know the kind of games being played that the North Ward is getting police and the South Ward isn't. Now it is the East Ward and the Central Ward is not. There is no ward in the City of Newark getting adequate police protection at this point and time and that is not directly related to the number. He firmly believes whether we vote on this, or whether the issue is resolved tonight, we should attempt to sit down with the Mayor and negotiate



this whole situation. It is not going to be over this evening. He thinks the question that he is going to try to resolve which is in his mind, he is going to try to be consistent. He didn't necessarily support the motion initially and he did not feel it was right for him to vote "no" based on a needed concern. He will not necessarily vote to override the Mayor's veto but he will not vote yes in that regard as well.

Councilman Martinez said in conclusion on his part, he listened to his colleagues and the legal opinion by the Corporation Counsel. Every Councilman here remembers the famous legal opinion that was given to them by former Corporation Counsel Buck and when Administration got hold of that legal opinion and did not like it, they called him down and changed it. We are talking about 935 men, talking about 200 men that can retire in 1980 and more than likely under the conditions probably will. We are talking about rehiring or solving this problem next November. Starting January 1st the most you can bring back to the City is 40 persons at one time and that is for a three month period. The most you could hire would be 120 by next November and the cost is no longer what it is today, the cost will be that plus time and one half. He thinks everyone is faced with the crime situation every day.

Councilman Carrino said none of the 9 Council Members has the right to or wants to exercise the right of taking any powers away from the Mayor or Administration in the City of Newark. He is elected Mayor to provide the administration of Newark and they are elected to provide legislation for the City of Newark. However, the reason for the police manning ordinance is that the Mayor of the City of Newark, for whatever reason is trying to destroy the Police Department and trying to destroy the City of Newark. In 1974 Administration laid off 200 policemen, in 1978 the Council had to sign a contract in blood they would find the money so Administration could put 30 men back on. In 1979 they laid off 225 men, since 1974 the Police Department has lost 425 men. Currently in the 1979 budget there are 46 openings the Mayor could fill right now. He has seen fit not to put one man on. Many, many times they have sat down with the Mayor to discuss the Police Department problems, to forget about the minimum police manning ordinance, to reach a compromise to put the laid off men back on, thereby leaving him the power to regulate as long as they were back to what they were in 1978. He has refused to sit down with them to compromise on that. He accused the Police Department of a fear city campaign, yet he has turned around by sending 800 and some notices, thereby using the same fear campaign with the city employees threatened layoffs. Everyone knows that 800 slips that were sent out has nothing to do with this ordinance. Some would be laid off because of the ordinance but we know that 400 are going to be laid off no matter what happens in this ordinance. The Mayor last year pushed them into okaying a private

November 20, 1979

sanitation contract and was ready to lay off 162 garbage men but because money came from the State they were saved. He didn't care about the garbage men last year. Three times he tried to lay off the crossing guards in the City of Newark and three times the Council had to switch them to other budgets to keep them going on. The point he is trying to get across is that the minimum manning ordinance is not something that circumvents the Mayor's powers, the minimum manning ordinance is to try to protect the citizens of Newark from a Mayor who doesn't care what happens during the day and night to someone's home, children or property and until he changes, he is worrying about saving jobs now. When we start having a mass exodus out of this City from businessmen and homeowners then we are not going to have any taxes to pay anybody. Last week a renowned Law Firm in Newark after 20 years, moved out of two floors at 744 Broad Street, and the only reason for moving was because they can't let their women work past 4 o'clock and their employees are getting robbed, mugged and raped. He said the reason why the layoffs are occurring every year is because we have less and less people paying taxes in the City of Newark and the longer we keep the City going, more and more people will be laid off.

Councilman Carrino said he didn't see one pink slip go to one of the Mayor's \$30,000 a year aides but the point he is trying to get across, if we go to any business section of the City of Newark, every year we see more and more empty stores. If we go to any residential area of the City of Newark, every year we see more and more empty houses. Certainly there are other reasons than crime, but crime is a big reason for that. The point he is trying to get across, unless we stabilize the City and stop people from moving out these layoffs will go out every year because the City of Newark is going to have less and less money to pay for the services. The only way we are going to have people stay here is to provide them basic services and one of the most basic services is police protection, fire and sanitation and if we can't provide those services then all of these other agencies we have in the City of Newark are not as necessary as we have right now.

Councilman James said in concluding he hoped that they as the legislative branch would not involve themselves in personalities. He certainly does not believe that Mayor Gibson is out to destroy the police force. He recalls the unfortunate incident of his late father being mugged and certainly during that time he realized the importance of police. He himself and his bodyguard have been involved in apprehending a mugger, that certainly would show some concern and certainly he had an unfortunate

situation in his office requiring police protection.

Councilman James said he hoped they would understand before the roll call that this is not a win or lose situation. He hoped that they would sincerely recognize what they are all trying to say and that is that they do have a police problem in the City. He hoped those who called their offices tried to make this a residency fight, that is not before the Body. The question whether teachers or police live in the City of Newark, is not a matter for Mayor Gibson or this Body, that is the fight they have to take to Trenton and he is sure if you have a teacher who is educating your child, you want to work with them, be concerned about your relationship with that teacher in order to assure that your son or daughter receives quality education. He thinks we have to be concerned with the men in uniform today to see to it that the job is being performed until this matter is changed elsewhere. What the Council President indicated earlier, what we received, and he is very sad by that because many persons tonight have been told they are going to be laid off, go to the meeting tonight, make sure the Council does not override the veto tonight and you will keep your job. His concern is what will happen to them during the budget hearings when the same individuals who gave them the pink slips and this Council will be powerless to bring them back or keep them because it will be purely an administrative decision. He does not think they should be told to come tonight to save their jobs if they can't save them in December or January. Whenever this City has had a problem, of this crisis, and we have had many, when the Council and Mayor met around the clock, they have been able to resolve any problem affecting our great City and he would state for the record that he believes during this present crisis, the Mayor, Municipal Council and Police Director should meet around the clock, 24 hours a day to resolve this police crisis and to explore the delivery of essential services. He thinks we cannot simply leave tonight with a question of whether we vote yes or no on the veto and ignore the problem facing the City.

Councilman Tucker said he supports his colleague's suggestion that the Council meet with the Mayor and the Police Director to resolve this problem. He is not of the opinion that there is a right or wrong that can be easily identified at this meeting. He is willing to sit down to resolve the issues and he thinks all the Members of the Municipal Council share the same opinion. Whether the veto goes up or down he thinks that is not going to resolve the question and he joins his colleague in urging the Council and the Mayor and Police Director sit down around the clock discussions to resolve the issue. Clearly, the resolution of this issue will have a major impact on

November 20, 1979

police services, not for the police but the residents of the City of Newark.

President Harris stated for the record he agrees with some of the things said tonight regarding the need and there is no question the people of the City of Newark need adequate protection and more protection. We have a short sightedness in terms of what we are getting today, we are not getting a dollars worth protection for the dollars we spend. He is a very strong advocate of home rule. He feels very strong that the Members of the State Legislature failed their job when they permitted policemen to live outside the City in which they work. He has expressed this opinion among elected officials throughout the State of New Jersey. He has been a very strong advocate and will provide the necessary tools to provide the sort of Police Department that is necessary to give the people the sort of protection they are entitled to. There will never be any shortcomings insofar as his vote in terms of providing the police with the wherewithall to protect, however, he will not be a pawn and be used by any group or labor organization or anything else to pit one employee against another. We are all our brothers keepers whether we wear a uniform or dungarees.

The motion to override the Mayor's veto was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez.

No: Councilmen Grant, James, Johnson, Tucker, Villani,

President Harris.

A motion to consider Item 6-S & F-n at this time was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Martinez, Tucker, Villani,

President Harris.

No: Councilmen Bottone, Carrino.

6-S & F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO CREATE THE POSITION OF EVALUATION SPECIALIST, MUNICIPAL COUNCIL).

(Copy of ordinance submitted to each Member of the Council)

(Ordinance rejected by the Mayor November 16, 1979)

The City Clerk stated the question before the Council is "Shall the Municipal

Council override the Mayor's veto of 'An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977 as amended and supplemented (To create the position of Evaluation Specialist, Municipal Council),' adopted by the Municipal Council November 7, 1979, rejected by the Mayor November 16, 1979."

The City Clerk read the following veto message from Mayor Gibson"

November 15, 1979

To: City Clerk and Municipal Council

Re: Veto of Ordinance 6-S & F-1 to create the position of Evaluation Specialist, Municipal Council

"At the meeting on November 7, 1979 the Municipal Council adopted, on second and final reading, an ordinance requiring the City of Newark to maintain a "minimum of 1200 Police Officers available for active duty." This ordinance, in the ultimate, would force an additional expenditure of more than nine million dollars.

The constraints of the CAPS law and the City's ability to collect revenue together with the increase in costs brought about by this ordinance resulted in a necessary decrease in spending in other areas.

As the result of the forced administrative action of a massive lay-off of more than 700 City employees, my only recourse, among many undesirable actions, is to utilize the authority vested in me to veto the above-captioned ordinance. The funds (\$23,021) required for said position could be well utilized to alleviate problems in other areas.

In light of the above, I do not believe this ordinance to be in the best interests of the citizens of Newark; and therefore, my sense of priorities would be offended if I were to approve it."

/s/ Kenneth A. Gibson  
MAYOR

A motion to override the Mayor's veto of this ordinance was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani,  
President Harris.

No: Councilmen Bottone, Carrino, Martinez.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

#### BOARD OF ADJUSTMENT - APPEAL.

##### 4-A-1.

The City Clerk read APPLICATION OF COMMERCIAL SERVICE CORPORATION, APPLICANT (A.J. CHRISTENSEN, OWNER), FOR A VARIANCE TO PERMIT IN A FIRST INDUSTRIAL DISTRICT ESTABLISHMENT OF A PUBLIC GARAGE ON PREMISES 14-26 WHITNEY STREET, NEWARK.

November 20, 1979

An appeal in the above matter was heard by the Municipal Council at their regular meeting June 6, 1979 at 1:00 P. M., in the Council Chamber, Second Floor, City Hall. As a result of this appeal, the Municipal Council remanded this Application to the Board of Adjustment for the purpose of taking additional testimony relating to special reasons and deciding whether such reasons exist for the granting of a variance.

This matter was heard before the Board of Adjustment at its meeting September 11, 1979 and a copy of a resolution by the Board of Adjustment was adopted on that date requesting this matter be returned to the Municipal Council for affirmance and granting of the variance.

On November 2, 1979 the City Clerk notified the applicant, his attorney, and the appellants that an appeal in this matter will be heard by the Municipal Council at their regular meeting November 20, 1979 at 8:00 P. M., in the Council Chamber, second floor, City Hall, Newark.

The applicant, his attorney and the appellants were furnished with copies of the transcript of the hearing before the Board of Adjustment and were notified of this appeal.

This is the time and place for the appeal to commence.

President Harris stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment granting a variance to Commercial Service Corporation, Applicant, to permit in a First Industrial District establishment of a public garage on premises 14-26 Whitney Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council only argument based on the record made before the Board of Adjustment. For the benefit of an appellant who is not represented by an attorney, that means that you may state the reasons for your objections to the variance and you may point to testimony before the Board to support your position. However, you cannot bring in new testimony or other evidence.

MR. ROMAN PITIO, LAW FIRM OF PITIO, OLESNYCKY AND PITIO, 1339 SPRINGFIELD AVENUE, IRVINGTON, NEW JERSEY, representing Commercial Service Corp. At this time they rest on the record and the transcript that was submitted to the Council in reference to their arguments for the special reasons required by the Municipal Council. They believe the transcript of the proceedings before the Board of Adjustment were forwarded to the Council for their review. They will rest on that record unless there is some other argument made in opposition to the application.

MR. DAVID T. WRIGHT, 365 GROVE STREET, NEWARK, NEW JERSEY, said he feels

deep down within why this variance should not be granted to this person. He thinks he has rendered a letter to the Board. Secondly, an individual made one statement in the letter here, in paragraph five, amended. Even though any stupid person would buy a piece of property here, he didn't build the property from its beginning. Secondly, he wants to know from the Council, how can a man ask for a variance and it has never been granted and he starts putting stuff on the premises before the grant is granted. He feels deep down within, once they have read his, he doesn't want to comment too much on it because even though the Council read his statement, whatever he had lying in front of them, they will understand what he is trying to say.

Councilman Bottone stated when this appeal was last before the Council, they found that the application for variance to use premises 14-26 Whitney Street for a public garage could be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of the zone plan and the zoning ordinance. However, they remanded the matter back to the Board of Adjustment because the Board of Adjustment did not make any determination with respect to whether the special reasons existed for granting the variance as required under the Land Use Law. The Board of Adjustment held another hearing on September 11, 1979. As result of that hearing, it adopted a resolution with certain findings of fact and concluded that the applicant had shown special reasons for granting the variance. He has read the transcript of the hearing of the Board of Adjustment and the resolutions of the Board of Adjustment. It is his opinion that the Board has ample basis for its findings of fact and its determination that the variance be granted. Therefore he moves that the decision of the Board of Adjustment, that a variance be granted to permit the establishment of a public garage at 14-26 Whitney Street be affirmed.

The motion was seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris stated this application is approved.

#### ORDINANCES AND HEARINGS OF CITIZENS.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS

EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED

November 20, 1979

ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BEVERLY STREET AND VOORHEES STREET.

(Beverly Street, from Leslie Street to Newark City Line

Voorhees Street, from Leslie Street to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE TO AMEND TITLE 23, CHAPTER 5, BY ADDING THERETO A SECTION 14 "PERMITTING THE USE OF A DENVER BOOT" TO TITLE 23, CHAPTER 5, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(This ordinance authorizes use of "Denver Boot" in impounding motor vehicles parked in violation of parking regulations within the City of Newark)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET.

(Willow Street, Westbound, from Washington Street to University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)



November 20, 1979

A motion to table this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING LEFT TURN PROHIBITION ON BROAD STREET AND RAYMOND BOULEVARD.

((Deleting Broad Street and Raymond Boulevard

Adding North on Broad Street to west on Raymond Boulevard

West on Raymond Boulevard to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:3-2 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON FULTON STREET.

(Section 23:2-1 - One-Way Streets

Deleting Fulton Street, Eastbound, from Broad Street to McCarter Highway

Section 23:3-2 - Prohibiting Left Turns

Adding West on Fulton Street to South on Broad Street

North on McCarter Highway to West on Fulton Street

From 7 A. M. to 9:30 A. M. and from 4 P. M. to

6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

November 20, 1979

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 6TH STREET.

(North 6th Street, West side, beginning 144 feet north of the northerly curblane of Orange Street and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-g. The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE SALVATION ARMY, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 138 CLIFFORD STREET, NEWARK, NEW JERSEY, FOR A TERM OF SIX (6) MONTHS PURSUANT TO N.J.S.A. 40A:12-5 (a) (1).

(For period November 8, 1979 to December 31, 1979, at a rental of \$1. for entire term, plus utilities)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-h. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH LOCAL 945, TEAMSTERS, TO BE EFFECTIVE JANUARY 1, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-i. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH LOCAL 945, TEAMSTERS, TO BE EFFECTIVE JANUARY 1, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

November 20, 1979

to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-j. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST RATES OF PAY AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)

	<u>1st year</u> <u>per hour</u>	<u>2nd year</u> <u>per hour</u>	<u>3rd year</u> <u>per hour</u>
(Truck Driver, Civil Defense (40 hours)	\$4.79	\$5.16	\$5.60)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-k. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATE AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)

	<u>1st year</u> <u>per hour</u>	<u>2nd year</u> <u>per hour</u>	<u>3rd year</u> <u>per hour</u>
(Garage Attendant (40 hours)	\$4.54	\$4.78	\$5.11)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-1. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)

	<u>1st year</u> <u>per hour</u>	<u>2nd year</u> <u>per hour</u>	<u>3rd year</u> <u>per hour</u>
(Laborer (40 hours)	\$4.16	\$4.47	\$4.87
Truck Driver (40 hours)	4.79	5.16	5.60)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-m. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)

	<u>1st year</u> <u>per hour</u>	<u>2nd year</u> <u>per hour</u>	<u>3rd year</u> <u>per hour</u>
(Building Maintenance Worker (35 hours)	\$4.01	\$4.34	\$4.74
Maintenance Repairman (35 hours)	4.02	4.34	4.76)

November 20, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-n. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE, TO BE EFFECTIVE JANUARY 1, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

6-F-o. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE, TO BE EFFECTIVE JANUARY 1, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

A motion to consider Item 8-b on Ordinances for First Reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-p. The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO REQUIRE PROCESSING OF CERTAIN PERSONNEL FORMS WITHIN 3 DAY TIME LIMIT)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 5, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON GROVE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

GROVE STREET:

West side, beginning 216 feet south of the southerly curblin of Ruth Street and extending 22 feet southerly therefrom.

Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.



6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR" (6-S & F-f) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An Ordinance Creating Positions in the Department of Engineering and Establishing Salaries Therefor" (6 S&Fh), adopted May 4, 1977, as amended and supplemented, be and the same hereby is amended to adjust certain salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Sanitation Superintendent 064060 (40 hrs.)	1/1/79 1/1/80 1/1/81	\$12,209.40 12,941.96 13,459.64	\$14,836.50 15,726.69 16,355.76
Assistant Sewer Superintendent 074020 (40 hrs.)	1/1/79 1/1/80 1/1/81	12,209.40 12,941.96 13,459.64	14,836.50 15,726.69 16,355.76
Assistant Street & Sidewalk Superintendent 072040 (40 hrs.)	1/1/79 1/1/80 1/1/81	12,209.40 12,941.96 13,459.64	14,836.50 15,726.69 16,355.76
Assistant Superintendent Water Distribution 061090 (40 hrs.)	1/1/79 1/1/80 1/1/81	12,209.40 12,941.96 13,459.64	14,836.50 15,726.69 16,355.76
Assistant Superintendent Water Intake & Supply Mains 061140 (40 hrs.)	1/1/79 1/1/80 1/1/81	12,209.40 12,941.96 13,459.64	14,836.50 15,726.69 16,355.76
Pitometer Foreman 055550 (40 hrs.)	1/1/79 1/1/80 1/1/81	10,747.80 11,392.67 11,848.38	12,819.45 13,588.62 14,132.16
Reservoir Foreman 051080 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,074.35 11,738.81 12,208.36	13,459.95 14,267.55 14,838.25
Sanitation Foreman 050050 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,284.35 11,961.41 12,439.87	13,669.95 14,490.15 15,069.76
Sanitation Superintendent 064030 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,133.00 14,980.98 15,580.22	17,187.45 18,218.70 18,947.45
Sewer Foreman 074090 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,074.35 11,738.81 12,208.36	13,459.95 14,267.55 14,838.25

November 20, 1979

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Sewer Superinten- 074010 (40 hrs.)	1/1/79 1/1/80 1/1/81	\$14,133.00 14,980.98 15,580.22	\$17,187.45 18,218.70 18,947.45
Street Foreman 072070 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,074.35 11,738.81 12,208.36	13,459.95 14,267.55 14,838.25
Street Super- intendent 072030 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,133.00 14,980.98 15,580.22	17,187.45 18,218.70 18,947.45
Superintendent of Reservoirs 061150 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,836.50 15,726.69 16,355.76	18,037.95 19,120.23 19,885.04
Superintendent of Water Intake and Supply Mains 061130 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,836.50 15,726.69 16,355.76	18,037.95 19,120.23 19,885.04
Superintendent of Water Distribution 061070 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,836.50 15,726.69 16,355.76	18,037.95 19,120.23 19,885.04
Superintendent of Watershed 061110 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,836.50 15,726.69 16,355.76	18,037.95 19,120.23 19,885.04
Supervisor of Water Meter Repairs 053060 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,074.35 11,738.81 12,208.36	13,459.95 14,267.55 14,838.25
Traffic Maintenance Foreman 076030 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,074.35 11,738.81 12,208.36	13,459.95 14,267.55 14,838.25
Traffic Signals Superintendent 075010 (40 hrs.)	1/1/79 1/1/80 1/1/81	14,133.00 14,980.98 15,580.22	17,187.45 18,218.70 18,947.45
Water Foreman 054120 (40 hrs.)	1/1/79 1/1/80 1/1/81	11,074.35 11,738.81 12,208.36	13,459.95 14,267.55 14,838.25
Water Meter Repairman Foreman 053200 (40 hrs.)	1/1/79 1/1/80 1/1/81	10,747.80 11,392.67 11,848.38	12,819.45 13,588.62 14,132.16
Yard Foreman 662260 (40 hrs.)	1/1/79 1/1/80 1/1/81	10,235.40 10,849.52 11,283.50	12,209.40 12,941.96 13,459.64

SECTION 2. All ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval of disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An Ordinance Creating Positions in the Department of General Services and Establishing Salaries Therefor" (6 S&Fe), adopted May 16, 1979, as amended and supplemented, be and the same is hereby amended to adjust certain salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Chief	1/1/79	\$11,627.70	\$14,133.00
Division of	1/1/80	12,325.36	14,980.98
Public Buildings	1/1/81	12,818.37	15,580.22
112300			
Building Maintenance	1/1/79	9,934.05	11,627.70
Worker Foreman	1/1/80	10,530.09	12,325.36
181090	1/1/81	10,951.29	12,818.37
Foreman	1/1/79	11,074.35	13,459.95
Parks & Grounds	1/1/80	11,738.81	14,267.55
112301 (40 hrs.)	1/1/81	12,208.36	14,838.25
General Foreman	1/1/79	12,209.40	14,836.50
Parks & Grounds	1/1/80	12,941.96	15,726.69
112302 (40 hrs.)	1/1/81	13,549.64	16,355.76
Supervisor of	1/1/79	12,819.45	15,582.00
Garage Services	1/1/80	13,588.62	16,516.92
093090 (40 hrs.)	1/1/81	14,132.16	17,177.60

SECTION 2. The aforementioned salaries shall be effective as of January 1, 1979.

SECTION 3. All ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency.

November 20, 1979

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARIES AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An Ordinance Creating Positions in the Department of Health and Welfare and Establishing Salaries Therefor." (6 S&FM) adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended to adjust the salaries for certain positions as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Building	1/1/79	\$8172.15	\$ 9934.05
Superintendent,	1/1/80	8662.48	10,530.09
Health & Welfare	1/1/81	9008.98	10,951.29
180110			
Building Superin-	1/1/79	9010.05	10,747.80
tendent,	1/1/80	9550.65	11,392.67
Health & Welfare	1/1/81	9932.68	11,848.38
180100			
Supervisor of	1/1/79	11,627.70	14,133.00
Vital Statistics	1/1/80	12,325.36	14,980.98
302070	1/1/81	12,818.37	15,580.22

SECTION 2. All ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO GRANT FIVE YEARS OF TAX ABATEMENT FOR AN INDUSTRIAL IMPROVEMENT IN THE FORM OF NEW CONSTRUCTION ON A PORTION OF THE PREMISES KNOWN AS 1407-1435 MC CARTER HIGHWAY (LOTS 7, 13 & 15) IN BLOCK 521) ON THE OFFICIAL TAX MAP (YEAR 1979) OF THE CITY OF NEWARK, AND TO GRANT FIVE YEARS OF TAX EXEMPTION FOR INDUSTRIAL IMPROVEMENTS ON A PORTION OF THE SAME PREMISES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and Municipal Ordinances 6S&FB 051778 and 6S&FH 090678, the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark, (being conducive both to an increase in ratables and employment for this City) an Application and Agreement with Rapid Manufacturing Company (hereafter Rapid) to grant for five years not only tax abatement for an industrial project in the form of new construction on a portion of the premises known as 1407-1435 McCarter Highway (Lots 7, 13 & 15 in Block 521) on the tax map (year 1979) of the City of Newark, but also to grant on a portion of the same premises five years of tax exemption for an industrial improvement, being modernization, rehabilitation, renovation, alteration or repair to existing structure(s) which will not increase the volume thereof by more than 30%. The present aggregate assessment on the entire parcel (Lots 7, 13 & 15 in Block 521) is \$185,300.00 ; being \$43,700.00 for land and \$141,600.00 for improvements.

November 20, 1979

2. That in consideration of said tax abatement on the new construction and the tax exemption on improvement to existing structure(s), Rapid will pay to the City of Newark, in lieu of full property tax payments, an annual service charge equal to 2% of the cost of the new construction estimated to be \$1,800 (\$90,000 X 2%) and the tax on the structure(s) on said property (Lots 7, 13 & 15 in Block 521) without regard to increase in value by reason of the improvement thereto.

3. That the annual service charge is to be paid quarterly, and on the same due dates as real estate taxes are paid to the City.

4. That nothing herein shall, impliedly or otherwise, relieve Rapid from or relax its obligation to comply with and conform to, all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. That this Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two instruments may be there examined during regular business hours.

6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law.

7. That all advertising costs for publishing this Ordinance shall be paid by Rapid before the Agreement, executed by the City, shall be delivered to said partnership.

8. That within 30 days after the execution of the aforementioned tax abatement Agreement, there shall be forward by the Department of Law a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY FOR SUPERVISOR OF WATER METER READERS AS PER LABOR AGREEMENT WITH LOCAL 2297 AFSCME (SUPERVISORS))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 2 of an ordinance entitled, "An Ordinance Creating Positions in the Department of Finance and Establishing Salaries Therefor" (6 S&FH), adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended to adjust the salary as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor of	1/1/79	\$10,235.40	\$12,209.40
Water Meter	1/1/80	10,849.52	12,941.96
Readers - 053040	1/1/81	11,283.50	13,459.64

SECTION 2. All ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 20, 1979

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

INTERSECTION

RIGHT TURN PROHIBITION

Mt. Prospect Ave. & Heller Parkway	All right turns. 7 A.M. TO 5 P.M. School days.
Abington Ave. & No. 6th St.	All right turns. 7 A.M. TO 5 P.M. School days.
High St. & 7th Ave.	North on High St. to East on 7th Ave. 7 A.M. TO 5 P.M. School days. West on 7th Ave. to North on High St. 7 A.M. TO 5 P.M. School days.
Clifton Ave. & 7th Ave.	North on Clifton Ave. to East on 7th Ave. West on 7th Ave. to North on Clifton Ave.
Warren St. & Lock St.	All right turns.
Warren St. & Norfolk St.	All right turns.
Norfolk St. & 13th Ave.	North on Norfolk St. to East on 13th Ave. 7 A.M. TO 5 P.M. School days. West on 13th Ave. to North on Norfolk St.
Court St. & Broome St.	East on Court St. to South on Broome St. 7 A.M. TO 5 P.M. School days.
Court St. & Prince St.	South on Prince St. to West on Court St. 7 A.M. TO 5 P.M. School days. East on Court St. to South on Prince St. 7 A.M. TO 5 P.M. School days.
High St. & William St.	South on High St. to West on William St. West on William St. to North on High St.
16th Ave. & So. 10th St.	All right turns.
18th Ave. & So. 17th St.	All right turns. 7 A.M. TO 5 P.M. School days.



INTERSECTION

W. Kinney St. &amp; Sayre St.

18th Ave. &amp; So. 18th St.

Bergen St. &amp; Waverly Ave.

W. Kinney St. &amp; Prince St.

Spruce St. &amp; Quitman St.

High St. &amp; Spruce St.

High St. &amp; W. Kinney St.

Mt. Vernon Pl. &amp; Manor Drive

RIGHT TURN PROHIBITIONSouth on Sayre St. to West on  
W. Kinney St. 7 A.M. TO 5 P.M.  
School days.All right turns. 7 A.M. TO 5 P.M.  
School days.All right turns. 7 A.M. TO 5 P.M.  
School days.South on Prince St. to West on  
W. Kinney St. 7 A.M. TO 5 P.M.  
School days.East on W. Kinney St. to South on  
Prince St. 7 A.M. TO 5 P.M. School  
days.North on Quitman St. to East on  
Spruce St. 7 A.M. TO 5 P.M. School  
days.South on Quitman St. to West on  
Spruce St.East on Spruce St. to South on  
Quitman St. 7 A.M. TO 5 P.M.  
School days.West on Spruce St. to North on  
Quitman St. 7 A.M. TO 5 P.M. on  
School days.All right turns. 7 A.M. TO 5 P.M.  
School days.North on High St. to East on  
W. Kinney St. 7 A.M. TO 5 P.M.  
School days.South on High St. to West on  
W. Kinney St. 7 A.M. TO 5 P.M.  
School days.East on W. Kinney St. to South on  
High St. 7 A.M. TO 5 P.M.  
School days.West on W. Kinney St. to North  
on High St.North on Manor Drive to East on  
Mt. Vernon Place. 7 A.M. TO 5 P.M.  
School days.East on Mt. Vernon Place to South  
on Manor Drive. 7 A.M. TO 5 P.M.  
School days.

November 20, 1979

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

#### ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

#### 6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### 6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK IN THE COUNTY OF ESSEX, NEW JERSEY, AND AUTHORIZING

THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY APPROPRIATING \$14,501,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000 SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING IN THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

November 20, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S & F-m.

The City Clerk read AN ORDINANCE TO AMEND REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD THERETO A PROVISION REQUIRING THE CITY OF NEWARK TO KEEP AND MAINTAIN A POLICE FORCE OF NOT LESS THAN 1200, NOR MORE THAN 1522 POLICE OFFICERS AVAILABLE AT ALL TIMES.

(Copy of ordinance submitted to each Member of the Council)

(Ordinance adopted by the Municipal Council November 7, 1979)

(Ordinance rejected by the Mayor November 15, 1979)

(For action on this item, see pages 2 through 16 in the minutes of these meetings)

6-S & F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-F) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO CREATE THE POSITION OF EVALUATION SPECIALIST, MUNICIPAL COUNCIL).

(Copy of ordinance submitted to each Member of the Council)

(Ordinance adopted by the Municipal Council November 7, 1979)

(Ordinance rejected by the Mayor November 16, 1979)

(For action on this item, see pages 16 and 17 in the minutes of these meetings)

HEARINGS OF CITIZENS.6-HC-a.

DR. JOHN DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, remarked the final vote on the police manning ordinance will reflect upon the stature of the City and the security of the City. The Council decided to vote for jobs for a few and against the security for all. The speaker felt the Council has the obligation to establish a minimum number security Table of Organization because if they don't do this, security in the City will no longer exist. The speaker felt that the Council must determine priorities, the major priority is securing the welfare and the safety of the citizens.

6-HC-b.

MR. JOHN R. SOURCES, PRESIDENT, FEDERATION OF EMPLOYEES, LOCAL 1027, 605 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council outlining the problems with the construction already started at the Medical Tower in the East Ward. The speaker pointed out that the contractor is not conforming to the minority requirement. He urged the Council to take a position to find out how many minority contractors are on the job.

Councilman Tucker said he dislikes to keep on raising the issue of having this Council submit a communication to Mr. Wheeler. He had an opportunity to talk to Mr. Wheeler in regard to the Medical Tower Building and to find out whether or not the 25% set aside ordinance is currently being enforced. He indicated at that time construction has not started yet but he was going over the bid specifications in regard to minority contractors.

Councilman Tucker said that under Motions he will introduce a Motion that Mr. Wheeler submit to the Council some sort of certification of the 25% minority contractors, who they are, where they reside and also the corporate statement in regard to that.

(For action on this Item, see Motion 7-M-a, in the minutes of this meeting)

November 20, 1979

A motion to permit Dr. Ulysses Campbell to be heard under "Hearings of Citizens" was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-c.      DR. ULYSSES CAMPBELL, 27 SOUTH GROVE STREET, EAST ORANGE, NEW JERSEY, addressed the Municipal Council at length on his concerns about the administrative and educational problems at the New Jersey Dental School.

President Harris directed the City Clerk to obtain copy of the recent report referred to by Dr. Campbell done by an independent consultant concerning the present status of the New Jersey Dental School.

President Harris noted that present in the Council Chamber is Mrs. Remy Pearce, newly elected Assemblywoman and offered congratulations on behalf of the Members of the Council.

A motion to permit Mr. John L. Smith to be heard under "Hearings of Citizens" was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-d.      MR. JOHN L. SMITH, 801 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to recreation for the youngsters of the City of Newark. He urged the Council to provide protection for citizens of the City and also referred to the job lay offs. With the possible lay offs there is no doubt in his mind that many of the recreational facilities will be affected.

Councilman James said that it has been an administrative decision to reduce, curtail and eradicate recreation in the City. When budget time comes up again, he assured the speaker that his concerns and those of the other parents will once again be given to Administration. He hoped the speaker, in the interim time would reduce his position in writing, give the Council something to read, scrutinize and more importantly pass it on to Administration.

A motion to permit Mr. Emery Pearce to be heard under "Hearings of Citizens" was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-e.

MR. EMORY PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY, pointed out with respect to Dr. Campbell's presentation he became a little concerned. He would like to make it very clear that at the College the Board of Concerned Citizens, which he is Chairman of, is the authorized community representative of the college. They are aware of all the problems and most certainly aware of the problem they have in the Dental School. As the Board of Concerned Citizens they have been very active in bringing the resolution and the body together to investigate and come up with the findings that were submitted. He wants to make it clear for the record that they are active and he thinks the Councilmen have received a request from him personally to have members they can recommend to take part on this board because it has been an awesome job to see to it that the health delivery system at the College is the best that can be offered to the citizenry in Newark.

The speaker reiterated after the Council receives the Newark agreement and has any suggestions, he has been reaching out for help in this instance and for someone to give him more guidance on what we can do to better the delivery of care at the College of Medicine and Dentistry.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST REPRESENTED BY CERTAIN LOST COUPONS TO THE RIGGS NATIONAL BANK OF WASHINGTON, D.C.; PURSUANT TO N.J.S. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting corrected resolution was made by Councilman Carrino; seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES PERMISSION TO ESTABLISH A TRUST FUND FOR URBAN DEVELOPMENT ACTION GRANT REVENUES ANTICIPATED FROM HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974; FURTHER REQUESTING THAT SHEET 35 IN 1979 MUNICIPAL OPERATING BUDGET OF CITY OF NEWARK, NEW JERSEY, IS ANNEXED THE FOLLOWING STATEMENT "THE DEDICATED REVENUES ANTICIPATED DURING THE YEAR 1979 AND THEREAFTER FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN THE FORM OF URBAN

November 20, 1979

DEVELOPMENT ACTION GRANTS UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 ARE  
HEREBY APPROPRIATED FOR PURPOSES TO WHICH SAID REVENUE IS DEDICATED BY STATUTE OR OTHER  
LEGAL REQUIREMENTS AND ARE ADMINISTERED BY OFFICE OF THE MAYOR AND AGENCIES, MAYOR'S  
POLICY AND DEVELOPMENT OFFICE/CDA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 53 JUNK VEHICLES, IN THE  
POSSESSION OF THE NEWARK POLICE DEPARTMENT, FOUND ABANDONED AND UNCLAIMED; PURSUANT  
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157. (TRUE TITLES -  
SEE ATTACHED LIST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bototne, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION ACCEPTING A DEED FROM WILLIAM FURST, TRUSTEE FOR BAIME BROTHERS,  
A PARTNERSHIP, FOR PREMISES KNOWN AS 976-990 BERGEN STREET, BLOCK 3656, LOTS 8, 9, 10,  
11, 12, 13, 14 AND 15 AND AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD SAID DEED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AMENDING RESOLUTION 7-R-bq, OCTOBER 3, 1979, PUBLIC AUCTION OF  
NUMEROUS CITY-OWNED PROPERTIES, HELD OCTOBER 27, 1979, (NEW NEWARK LAND RUSH); BY DELETING  
NUMEROUS PROPERTIES LISTED ON ANNEXED EXHIBIT "A" FROM SAID AUCTION SALE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:



Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CITY FEDERAL SAVINGS AND LOAN ASSOCIATION, OWNER OF PREMISES 225 CLINTON PLACE, BLOCK 3047, LOT 32, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION AMENDING RESOLUTION 7-R-a, MARCH 14, 1979, CONTRACT WITH TELEX COMPUTER PRODUCTS, INC., FOR PURCHASE OF VARIOUS ITEMS OF COMPUTER HARDWARE, COMMENCING JULY 1, 1979, AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH TELEX COMPUTER PRODUCTS, INC. TO PROVIDE THAT MAINTENANCE EXPENSES ARE TO COMMENCE NOVEMBER 1, 1979 INSTEAD OF JULY 1, 1979 AND REDUCING CONTRACT AMOUNT BY \$25,000. FOR PURCHASE OF VARIOUS ITEMS OF COMPUTER EQUIPMENT; ORIGINAL THREE YEAR CONTRACT IN AMOUNT OF \$806,265.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Business Administrator Hill, Corporation Counsel Perillo, Assistant Business Administrator Banker, Finance Director Jones and Contract Administrator Richard Woodford to meet with the Council at their pre-meeting conference December 4, 1979 was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION GIVING CONSENT TO NEW COMMUNITY DOUGLAS HOMES CORPORATION FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT TO NEW COMMUNITY DOUGLAS HOMES ASSOCIATES OF THE FORMER'S HOUSING PROJECT ON A SITE DESCRIBED ON THE OFFICIAL TAX MAP AS 15-29 HILL STREET (BLOCK 93, LOTS 45, 50, 52 AND PART OF LOT 29); SUM OF \$1,000. TO BE PAID TO CITY OF NEWARK, DETERMINED BY CORPORATION COUNSEL TO BE A REASONABLE CHARGE FOR LEGAL SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO REVIEW, PREPARATION AND/OR

November 20, 1979

SUBMISSION OF PAPERS TO MUNICIPAL COUNCIL (ORIGINAL RESOLUTION ADOPTED SEPTEMBER 11, 1978, 7-R-e)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Mr. Steven B. Hoskins, Law Firm of McCarter & English and Reverend Linder to meet with the Council at their pre-meeting conference December 4, 1979 to discuss this matter in depth was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION RATIFYING CONTRACT WITH NEWARK BOARD OF EDUCATION FOR PERIOD OCTOBER 1, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK BOARD OF EDUCATION FOR PERIOD NOVEMBER 21, 1979 TO JANUARY 31, 1980; FOR OPERATION OF AN IN-SCHOOL CAREER DEVELOPMENT EXPERIENCE PROGRAM; FOR AMOUNT OF \$100,000., SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (CONTRACT SHALL BE EXTENDED TO SEPTEMBER 30, 1980 AND AMOUNT OF CONTRACT INCREASED TO AMOUNT REQUIRED BY YETP UPON YETP UPON RECEIPT OF FULL YETP FUNDING AND APPROVAL BY MUNICIPAL COUNCIL (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION RATIFYING CONTRACT WITH UNIFIED VAILSBURG SERVICES ORGANIZATION FOR PERIOD NOVEMBER 5, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH UNIFIED VAILSBURG SERVICES ORGANIZATION FOR PERIOD NOVEMBER 21, 1979 TO SEPTEMBER 30, 1980, FOR AMOUNT NOT TO EXCEED \$89,944.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by

Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BCF ENTERPRISES INC., TO PROVIDE WORD PROCESSING TRAINING PROGRAM FOR 35 PARTICIPANTS FOR PERIOD FEBRUARY 11, 1980 THROUGH SEPTEMBER 19, 1980, FOR AMOUNT NOT TO EXCEED \$35,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (LOWEST RESPONSIBLE BIDDER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION RATIFYING CONTRACT WITH MOUNT CARMEL GUILD, INC. FOR PERIOD OCTOBER 24, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MOUNT CARMEL GUILD, INC. FOR PERIOD NOVEMBER 21, 1979 TO SEPTEMBER 30, 1980, FOR AMOUNT NOT TO EXCEED \$336,160.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (LOWEST RESPONSIBLE BIDDER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION RATIFYING CONTRACT WITH INDEPENDENCE HIGH SCHOOL FOR PERIOD OCTOBER 29, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH INDEPENDENCE HIGH SCHOOL FOR PERIOD NOVEMBER 21, 1979 TO AUGUST 31, 1980, FOR SUM NOT TO EXCEED \$182,098.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

November 20, 1979

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION RATIFYING CONTRACT WITH URBAN COMMUNICATIONS ASSOCIATION OF NEW JERSEY FOR PERIOD OCTOBER 24, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH URBAN COMMUNICATIONS ASSOCIATION OF NEW JERSEY FOR PERIOD NOVEMBER 21, 1979 TO JULY 3, 1980, FOR SUM NOT TO EXCEED \$159,160.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION RATIFYING CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC., FOR PERIOD NOVEMBER 1, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC. FOR PERIOD NOVEMBER 21, 1979 TO SEPTEMBER 30, 1980, FOR SUM NOT TO EXCEED \$39,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1978. (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION RATIFYING CONTRACT WITH NORTH JERSEY COMMUNITY UNION FOR PERIOD OCTOBER 29, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT FOR PERIOD NOVEMBER 21, 1979 TO SEPTEMBER 30, 1979, FOR SUM NOT TO EXCEED \$15,636.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (ONLY BID RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by

November 20, 1979

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.                    RESOLUTION REJECTING ALL BIDS RECEIVED OCTOBER 9, 1979, SINCE BIDS RECEIVED EXCEEDED FUNDS AVAILABLE FOR SAID PROJECT; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH CONDRIN CONSTRUCTION COMPANY, INC., 30 OGDEN STREET, NEWARK, FOR CONTRACT KNOWN AS CONTRACT 79-28 HALSEY STREET-CITY HALL PARKING LOT ANNEX, FOR TOTAL SUM OF \$26,317., LOWEST RESPONSIBLE BIDDER; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY FACILITY IMPROVEMENT PROGRAM, FUND 11, DEPARTMENT 20, AGENCY 01, ACCOUNT 488.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.                    RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF DEGA ESTIMATES, LIMITED, BASED UPON LOWEST RESPONSIBLE PROPOSAL SUBMITTED TO REPAIR SEWER AND ROADWAY; PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO DEGA ESTIMATES, LIMITED, 199 NASSAU STREET, PRINCETON, NEW JERSEY, LOWEST PROPOSAL SUBMITTED IN AMOUNT OF \$24,356.78, IN ACCORDANCE WITH TABULATION OF WORK ITEMS ATTACHED, SEWER ON HIGH STREET BETWEEN 7TH AND 8TH AVENUES COLLAPSED DUE TO AGE AND DETERIORATION: FUNDS PROVIDED FOR BY FACILITY IMPROVEMENT PROGRAM, UNIT 11, DEPARTMENT 20, AGENCY 01, ACCOUNT 488.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.                    RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF SPINIELLO CONSTRUCTION CO., INC., LOWEST BIDDER; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT AND RENDER PAYMENT FOR CONTRACT NO. 79-04, THE CONSTRUCTION OF A PUMP STATION INTERCONNECTION - CITY OF NEWARK AND PASSAIC VALLEY WATER SUPPLY COMMISSION AT GREAT NOTCH WATER CONNECTION TO SPINIELLO CONSTRUCTION CO.,

November 20, 1979

INC., 25 AIRPORT ROAD, MORRISTOWN, NEW JERSEY, IN AMOUNT OF \$118,000., IN ACCORDANCE WITH THEIR QUOTE; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY 1978 RESERVES, DIVISION OF WATER SUPPLY (52-75-02-141)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE A STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A", AFTER RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS IN AMOUNTS SET FORTH ON ATTACHED EXHIBIT "A" TO INDIVIDUALS LISTED THEREIN, RETURNING DEPOSITS ON CITY-OWNED PROPERTIES, UNSUCCESSFUL BIDDERS AT AUCTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION RESCINDING RESOLUTION 7-R-e, OCTOBER 17, 1979, "RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS THAT PORTION OF THE MORRIS CANAL BED ABUTTING THE REAR OF 441-467 RAYMOND BOULEVARD, BLOCK 2462, LOTS 21, 22, AND 27, NEWARK, NEW JERSEY AND FURTHER DESCRIBED ON ANNEXED SCHEDULE "A" AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.                    RESOLUTION ACCEPTING BID OF CHARLES GEYER AND HARRY GEYER, A NEW JERSEY PARTNERSHIP, FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 231-233 HIGH STREET BLOCK 2857, LOT 1, NEWARK, NEW JERSEY, FOR \$15,000., BASED UPON RESOLUTION 7-R-cp., NOVEMBER 7, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.                    RESOLUTION AMENDING RESOLUTION 7-R-b, MARCH 14, 1979, CONTRACT WITH INTERNATIONAL BUSINESS MACHINES CORPORATION, FOR PURCHASE OF CONTROLLERS IN AMOUNT OF \$126,238. AND A THREE YEAR MAINTENANCE AGREEMENT FROM JULY 1, 1979 TO JUNE 30, 1982 FOR A TOTAL AMOUNT NOT TO EXCEED \$25,560. FOR MAINTENANCE CONTRACT, TALLING \$151,798., BY ELIMINATING CERTAIN ITEMS IN PARAGRAPH B IN SAID CONTRACT AND DECREASING AMOUNT OF CONTRACT BY \$1,351., PURCHASE OF CONTROLLERS \$125,103. AND MAINTENANCE AGREEMENT FOR PERIOD JULY 1, 1979 TO JUNE 30, 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.                    RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO PARTIAL "CONSENT ORDER TO VACATE" WITH RESPECT TO CLAIM NO. 830 (BLOCK 3637, LOT 98 489-505 ELIZABETH AVENUE; TOTAL ARREARAGE DUE CITY OF NEWARK OF ALL OUTSTANDING TAX LIENS (PLUS INTEREST) UP TO AND INCLUDING DECEMBER 31, 1979, IS \$89,788.17 PAYABLE AS PER INSTALLMENT, SCHEDULE A, PROPERTY ASSESSED TO 505 PARK WEST APARTMENTS, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

November 20, 1979

7-R-z.

RESOLUTION RATIFYING CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR PERIOD SEPTEMBER 6, 1979 TO NOVEMBER 20, 1979; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT FOR PERIOD NOVEMBER 21, 1979 THROUGH SEPTEMBER 5, 1980, FOR AMOUNT OF \$70,000. TO CARRY OUT VARIOUS SERVICES REQUIRED UNDER THE RELOCATION PROGRAM OF FIFTH ACTION YEAR: FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; NO ADDITIONAL CITY FUNDS SHALL BE REQUIRED. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Executive Director White, Mayor's Policy and Development Office, requesting that he provide the Council with a comprehensive report relating to relocation activities during the recently completed action year was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION RE-APPOINTING FRANK A. MARTONE, 323 HAZEL AVENUE, GARWOOD, NEW JERSEY AND ROBERT E. FITZPATRICK, 245 PARK PLACE, IRVINGTON, NEW JERSEY, SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 21, 1979 (ARSON SQUAD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE II D, \$1,724,118.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



7-R-bc.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VII, PRIVATE SECTOR  
INITIATIVE PROGRAM, \$226,641.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VI, \$2,288,151.; ITEM  
AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE IV, YOUTH EMPLOYMENT AND TRAINING PROGRAM, \$475,381.;  
ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE IV, YOUTH COMMUNITY  
CONSERVATION AND IMPROVEMENT PROJECT, \$59,752.; ITEM AVAILABLE FROM UNITED STATES  
DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

November 20, 1979

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH PRESSURE CONCRETE AND GROUTING COMPANY, 1-7 FOURTH STREET, SOUTH ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 79-24, GUNITE REHABILITATION OF SHERMAN AVENUE SEWER, FOR TOTAL AMOUNT OF \$174,470.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PREOJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY DEPARTMENT OF ENGINEERING, DIRECTOR'S OFFICE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION REJECTING ALL BIDS RECEIVED JUNE 26, 1979, ON PROPOSED CONTRACT FOR MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE OPERATIONS FOR BUILDINGS KNOWN AS 605 BROAD STREET, 786 BROAD STREET, 11 HILL STREET AND 11-15 CLINTON STREET; FURTHER REJECTING BID OF PORTERHOUSE CLEANING AND MAINTENANCE, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

#### MOTIONS.

7-M-a.

A MOTION REQUESTING A COMPLETE AND THOROUGH INVESTIGATION OF THE LINCOLN PARK TOWERS CONSTRUCTION SITE AT 31-33 LINCOLN PARK IN REGARD TO CONTRACTOR COMPLIANCE WITH THE REQUIREMENTS FOR THE HIRING OF NEWARK-BASED MINORITY CONTRACTORS; FURTHER REQUESTING THAT A WRITTEN REPORT OF THE FINDINGS OF SAID INVESTIGATION BE FORWARDED TO THE MUNICIPAL COUNCIL AS SOON AS POSSIBLE, was made by Councilman Tucker, seconded by Councilman

Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman James suggested the Council consider meeting with Mayor Gibson and the Police Director to explore police services, morale, for the betterment of our community.

Councilman Tucker said we need to meet with the Mayor and to understand the options and at least the way he perceives them. As far as he knows, based on the Council's inaction in overriding the Mayor's veto, it means the item based on the citizens petition will go on the ballot for November 1980. His understanding of the matter is that we have a police force of 935 men. Based on the 1200 man ordinance, even if the Mayor is amenable to increase the number of personnel within the Police Department in the 1980 budget, unless the 1200 figure is reconciled, he is of the opinion it will be voted on by the citizenry of Newark in 1980.

Councilman Tucker said his concern, the citizens petition requesting 1200 men, from his understanding that means unless the Mayor physically hires the 1200 men prior to November of next year, it will remain a question to be voted on by the citizens.

Councilman Tucker said he would like to pinpoint his concern. Because the Council did not override the Mayor's veto, that means it automatically is a ballot question for November. His concern is that the Council meeting with the Mayor, unless the Mayor is amenable to hire a number of police officers which would either meet 1200 or at least be above 1200 that it will have to be voted on. If the Mayor is not amenable at this point and time to hire, not the 165, hire 1200 then no matter what we say there will be no difference.

Councilman James said his statement earlier, we had a very emotional meeting, but we have not solved the problem. He is saying as the legislative branch of government we should at least leave here tonight having extended the Mayor the opportunity to meet with them to resolve the matter and he is not of the opinion what will come out of it.

#### COMMUNICATIONS AND PETITIONS.

##### COMMUNICATIONS.

- 8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 8, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES, OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON FABYAN TERRACE.

November 20, 1979

(Fabyan Terrace, Both sides, from Chancellor Avenue to Schley Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 5, 1979 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO REQUIRE PROCESSING OF CERTAIN PERSONNEL FORMS WITHIN 3 DAY TIME LIMIT)."

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p, on page 27 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from October 30, 1979 to November 8, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Beth David Jewish Center	7821 (Amended)
Anshe Luborowitz Sisterhood	8042 (Amended)
St. Lucy's Roman Catholic Church	8050 (Amended)
St. Michael's Merrymakers	8077
Remco Industries Chapter of Deborah	8078

November 20, 1979

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
New Hope Baptist Church	8019 (Amended)
Rosary Altar Socieity of Sacred Heart Church	8027 (Amended)
Project Link Educational Center Parent Teacher Group	8074
Beth David Jewish Center	8075
Rosary Altar Society of Sacred Heart Church	8076
Church of Our Lady of Good Counsel	8079
Church of Our Lady of Good Counsel	8079

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 10:35 P. M.

APPROVED:

*Frank D'Ascensio*

Frank D'Ascensio  
City Clerk

*Earl Harris*

Earl Harris  
President



1

2



3



Newark, New Jersey, December 5, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Gabriel B. Costa, St. Frances Xavier Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani, President Harris, Acting City Clerk Korngut, Acting Clerk of the Municipal Council; Sergeant John W. Reid, Sergeant-at-Arms.

(Councilman Johnson arrived 1:25 P. M.)

(Councilman Carrino arrived 1:40 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 26, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

#### REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The Acting City Clerk read REPORT OF REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING OCTOBER 5, 1979, OCTOBER 12, 1979, OCTOBER 19, 1979 AND OCTOBER 26, 1979; AND INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING OCTOBER 5, 1979, OCTOBER 12, 1979, OCTOBER 19, 1979 AND OCTOBER 26, 1979.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

- 4-b. The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF AUGUST, 1979.

A motion that the Report be received and placed on file was made by Councilman

December 5, 1979

December 5, 1979

Grant, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-c. The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF SEPTEMBER, 1979.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-d. The Acting City Clerk presented EVALUATION REPORT #36/THE VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER, SUBGRANT #A-A-9-167-76, APRIL 1, 1977 - MARCH 31, 1978, REPORT DATE DECEMBER 13, 1978, REVISED APRIL 12, 1979; SUBMITTED BY EXECUTIVE DIRECTOR ZALKIND, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and staff study be made for report to the Council was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-e. The Acting City Clerk presented FINANCIAL STATEMENT AND AUDIT FOR PARKING AUTHORITY OF THE CITY OF NEWARK, FOR SIX MONTH PERIOD ENDING JUNE 30, 1979, SUBMITTED BY ZISMAN, TRAUIG & ELBLONK, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statement be received and staff study be made for report to the Council was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-f. The Acting City Clerk presented REPORT OF CITY OF NEWARK INVESTMENT ACTIVITY FOR PERIOD JULY 1, 1979 TO SEPTEMBER 30, 1979, SUBMITTED BY FINANCE DIRECTOR JONES.

(Copy submitted to each Member of the Council)

The City Clerk read the following Schedule of Investments for the period July 1, 1979 to September 30, 1979, submitted by Finance Director Jones:



December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET #1INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAVE KEEPING
CURRENT	REPURCHASE	7-2-79	7-9-79	9.95%	5,700,000.00	1,915,000.00 F.C.B's, 8.05% 3-1-83 1,955,000.00 F.C.B's, 8.45% 4-1-82 1,250,000.00 F.I.C's, 6.95% 1-5-87 800,000.00 F.R.L.B's, 9.5% 11-25-83	FIRST NATIONAL STATE BANK 550 Broad St Newark, N.J.	FIRST NATION AT STATE BANK
	REPURCHASE	7-3-79	7-5-79	9.95%	1,000,000.00	740,000.00 G.N.M.A, 6.875% 3-10-80 300,000.00 G.N.M.A, 8%, 1-15-2007	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	7-5-79	7-6-79	9.95%	1,000,000.00	ACCOUNT NOT CHARGED, NO COLLATERAL PLEDGED	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	7-5-79	7-9-79	9.60%	4,400,000.00	200,000.00 U.S. NOTES, 6.25% 7-31-79 1,800,000.00 F.N.M.A, 7.35% 12-10-82 700,000.00 F.N.M.A, 6.875% 3-10-80 500,000.00 U.S. NOTES, 9.25% 5-15-89 1,100,000.00 U.S. BONDS, 7.875% 2-11-2000 100,000.00 G.N.M.A, 8%, 12-15-2006	FIRST NATIONAL STATE BANK	SAVE

December 5, 1979

572

(CONT. OF SHEET #1)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	STATE KEEPING
REFURCHASE		7-9-79	7-12-79	9.95%	8,900,000.00	1,240,000.00 F.C.B.'s, 7.35% 12-10-82 5,000,000.00 U.S. NOTES, 6.5% 2-15-80 915,000.00 U.S. BONDS, 7.875% 2-15-2000 2,000,000.00 F.C.B.'s, 8.05% 3-1-83	FIRST NATIONAL STATE BANK	STATE
REFURCHASE		7-12-79	7-26-79	9.95%	8,900,000.00	1,950,000.00 F.C.B.'s, 8.45% 4-1-82 7,000,000.00 F.H.M.A., 9.25% 4-11-83	FIRST NATIONAL STATE BANK	STATE
REFURCHASE		7-16-79	7-17-79	9.95%	1,700,000.00	1,700,000.00 F.I.C.'s, 6.95% 1-5-87	FIRST NATIONAL STATE BANK	STATE
REFURCHASE		7-16-79	7-19-79	9.95%	7,700,000.00	7,000,000.00 F.H.M.A., 9.25% 4-11-83	FIRST NATIONAL STATE BANK	STATE
REFURCHASE		7-17-79	7-18-79	9.95%	1,000,000.00	1,000,000.00 F.H.M.A., 7.35% 12-10-82	FIRST NATIONAL STATE BANK	STATE
REFURCHASE		7-18-79	7-23-79	9.95%	1,500,000.00	1,650,000.00 U.S. BONDS, 7.875% 2-15-2000	FIRST NATIONAL STATE BANK	STATE
REFURCHASE		7-19-79	7-23-79	9.95%	6,700,000.00	500,000.00 F.C.B.'s, 8.45% 4-1-82 1,000,000.00	FIRST NATIONAL STATE BANK	STATE

December 5, 1979

(CONT' OF SHEET #1)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MAJORITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
	REFURCHASE	7-23-79	7-26-79	10.20%	3,000,000.00	U.S. NOTES, 7 1/2% 11-15-83 4,500,000.00 U.S. NOTES, 6.25% 7-31-79 500,000.00 GMA 8 1/2, 2-15-2007 2,300,000.00 G.H. MA, 8 1/2, 2-15-2007	FIRST NATIONAL SPAIR BANK	SAFE
						1,500,000.00 F.I.C.'S, 6.95% 1-5-87 1,800,000.00 U.S. BONDS, 7.875% 2-15-2000		SAFE KEEPING

December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET #2INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
CURRENT	REPURCHASE	7-23-79	8-1-79	10.20%	7,000,000.00	835,000.00 G.W.M.A., 84 11-15-2006 970,000.00 F.H.I.B., 9.5% 11-25-83 555,000.00 U.S. NOTES, 7% 2-15-81 635,000.00 U.S. NOTES, 7% 5-15-82 775,000.00 F.H.I.B., 9.5% 11-25-83 900,000.00 U.S. NOTES, 7.25% 8-15-84 1,100,000.00 G.W.M.A., 6% 9-15-2006 380,000.00 G.W.M.A., 8% 10-15-2000 400,000.00 G.W.M.A., 8.5% 12-15-2005 450,000.00 G.W.M.A., 9% 12-15-2005	FIRST NATIONAL STATE BANK	SAFE KEEPING
	REPURCHASE	7-26-79	7-27-79	10.20%	500,000.00	540,000.00 U.S. NOTES, 7.25% 8-15-84	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-26-79	7-30-79	10.20%	1,500,000.00	1,000,000.00 U.S. NOTES, 7% 2-15-81 600,000.00 U.S. NOTES, 6.875% 9-30-80	FIRST NATIONAL STATE BANK	SAFE

December 5, 1979

(CONT. OF SHEET 2)

FUND	TYPE	DATE	MATURITY	INTEREST RATE OF July 1, 1979 thru Sept 30, 1979	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
REFURCHASE	7-30-79	8-15-79	10.20%	2,500,000.00	1,000,000.00	1,000,000.00	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE	8-1-79	8-3-79	10.25%	7,005,000.00	2,600,000.00	2,600,000.00	FIRST NATIONAL STATE BANK	SAFE
					U.S. NOTES, 7% 2-15-81			
					468,654.93		BEVILL, PRESLER and SCHUYMAN GATEWAY 1 NEWARK, NEW JERSEY	
					G.N.M.A. 8% 1-15-2008			
					488,309.92			
					G.N.M.A. 8.25% 6-15-2008			
					496,625.68			
					G.N.M.A. 8.5% 2-15-2008			
					488,097.24			
					G.N.M.A. 8.5% 7-15-2008			
					495,997.16			
					G.N.M.A. 8.25% 6-15-2008			
					383,041.22			
					G.N.M.A. 8.5% 10-15-2008			
					462,445.24			
					G.N.M.A. 8% 1-15-2008			
					688,436.37			
					G.N.M.A. 7.5% 6-15-2006			
					499,210.06			
					G.N.M.A. 9% 4-15-2009			
					998,917.66			
					G.N.M.A. 9% 5-15-2009			
					937,163.38			
					G.N.M.A. 8% 6-15-2001			
					402,363.42			
					G.N.M.A. 7.5% 1-15-2007			

December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET #3INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
CURRENT	REFURCHASE	8-3-79	8-6-79	10.25%	7,005,000.00	168,654.93 G.N.M.A., 8% 1-15-2008 363,041.22 G.N.M.A., 8.5% 10-15-2008 998,917.66 G.N.M.A., 9% 5-15-2009 499,210.86 G.N.M.A., 9% 4-15-2009 488,097.24 G.N.M.A., 8.5% 7-15-2008 662,728.84 G.N.M.A., 7.5% 6-15-2006 937,163.38 G.N.M.A., 8% 6-15-2001 468,375.09 G.N.M.A., 8.5% 7-15-2008 496,697.65 G.N.M.A., 8.5% 7-15-2008 495,997.16 G.N.M.A., 8.25% 6-15-2008 496,625.08 G.N.M.A., 8.25% 6-15-2008 462,445.24 G.N.M.A., 8% 1-15-2008 488,309.92 G.N.M.A., 9% 9-15-2008 402,363.42 G.N.M.A., 7.5% 1-15-2007	BEVILL, BRISLER and SCHULMAN GATEWAY 1, NEWARK NEW JERSEY	FIRST NATIONAL STATE BANK

December 5, 1979

(CONT OF SHEET #3)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
	REPURCHASE	8-6-79	8-13-79	10.125%	3,500,000.00	3,500,000.00 F.H.M.A., 9.7%	FIRST NATIONAL STATE BANK	SAFE KEEPING
	REPURCHASE	8-8-79	8-13-79	10.20%	2,000,000.00	580,000.00 F.I.C.I.S. 6.95% 1-5-87 400,000.00 G.H.M.A., 8% 11-15-2006 400,000.00 C.H.M.A., 8% 10-15-2006 270,000.00 U.S. NOTES, 7% 2-15-81 350,000.00 G.N.R.A., 9% 11-15-2004	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	8-9-79	8-13-79	10.20%	1,000,000.00	1,000,000.00 U.S. NOTES, 7.25% 8-15-84	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	8-6-79	8-15-79	10.125%	6,500,000.00	1,000,000.00 F.H.L.B., 9.5% 11-25-83 600,000.00 G.N.M.A., 8% 8-15-2006 370,000.00 G.N.M.A., 8% 7-15-2006 1,330,000.00 G.H.M.A., 8.5% 10-15-2005 700,000.00 F.H.L.B., 8.10% 2-25-80 1,500,000.00 F.H.M.A., 9.7% 9-10-81	FIRST NATIONAL STATE BANK	SAFE

December 5, 1979

(CONT. OF SHEET 3)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
REPURCHASE	8-10-79	8-13-79	10.20%	2,500,000.00	1,000,000.00 U.S. BONDS, 7.875% 2-15-2000	FIRST NATIONAL STATE BANK	SAFE	
REPURCHASE	8-13-79	8-14-79	10.20%	2,500,000.00	200,000.00 U.S. BONDS, 8.25% 6-15-2000 450,000.00 U.S. NOTES, 7.875% 5-15-86 1,100,000.00 U.S. NOTES, 7.25% 8-15-84 750,000.00 U.S. BONDS, 9% 2-15-2005	FIRST NATIONAL STATE BANK	SAFE	
REPURCHASE	8-13-79	8-14-79	10.20%	2,500,000.00	490,000.00 U.S. BONDS, 9% 12-15-2005 450,000.00 U.S. NOTES, 7.875% 5-15-86 750,000.00 U.S. BONDS, 9% 11-25-83 380,000.00 U.S. NOTES, 7% 2-15-81 430,000.00 U.S. BONDS, 8% 11-15-2006	FIRST NATIONAL STATE BANK	SAFE	



December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET #4INTEREST ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
CURRENT	REFURCHASE	8-14-79	8-15-79	10.20%	5,000,000.00	450,000.00 G.N.M.A., 9% 12-15-2005 600,000.00 G.N.M.A., 9% 12-15-2004 430,000.00 G.N.M.A., 8% 11-15-2006 320,000.00 G.N.M.A., 8% 10-15-2006 450,000.00 U.S. NOTES, 7.875% 5-15-86 500,000.00 U.S. NOTES, 7% 2-15-81 1,500,000.00 U.S. BILLS, 5% 10-4-79 750,000.00 F.H.L. 3.9.5% 11-25-83	FIRST NATIONAL STATE BANK	SAFE KEEPING
	REFURCHASE	8-13-79	8-20-79	10.20%	6,000,000.00	600,000.00 F.I.C.'S. 6.95% 1-5-87 2,200,000.00 U.S. NOTES, 7.25% 8-15-84 3,200,000.00 F.I.B.'S. 8.65% 7-20-83	FIRST NATIONAL STATE BANK	SAFE
	REFURCHASE	8-15-79	8-20-79	10.20%	5,000,000.00	700,000.00 G.N.M.A., 8% 8-15-2006 900,000.00 G.N.M.A., 8% 9-15-2006	FIRST NATIONAL STATE BANK	SAFE

December 5, 1979

(CONT'D OF SHEET #4)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SALE KEEPING
						150,000.00 G.N.M.A., 9% 12-15-2005		
						150,000.00 G.N.M.A., 8.25% 6-15-2006		
						500,000.00 U.S. NOTES, 7.25% 8-15-84		
						600,000.00 G.N.M.A., 9% 2-15-2005		
						400,000.00 G.N.M.A., 9% 6-15-2005		
						100,000.00 G.N.M.A., 8% 7-15-2005		
						600,000.00 G.N.M.A., 8.5% 10-15-2005		
	REPURCHASE	8-17-79	8-20-79	10.25%	1,900,000.00	1,900,000.00 F.L.B. 6.15% 10-23-79	FIRST NATIONAL STATE BANK	SALE
	REPURCHASE	8-20-79	8-21-79	10.25%	11,400,000.00	350,000.00 G.N.M.A., 8% 12-15-2006 700,000.00 G.N.M.A., 8% 8-15-2005 3,200,000.00 F.L.B. 8.65% 7-20-83 2,000,000.00 F.L.B. 6.15% 10-23-79 800,000.00 F.L.B. 6.95% 1-5-81	FIRST NATIONAL STATE BANK	SALE

December 5, 1979

(CONT'D OF SHEET #1)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
	REPURCHASE	8-21-79	8-22-79	10.30%	4,000,000.00	4,350,000.00 U.S. BILLS, 10-4-79	FIRST NATIONAL STATE BANK	SAFE KEEPING
	REPURCHASE	8-21-79	8-23-79	10.30%	1,500,000.00	1,500,000.00 F.I.C.'S, 6.95% 1-5-87 2,000,000.00 F.L.S.'S, 6.15% 10-23-79	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	8-21-79	8-27-79	10.30%	8,900,000.00	9,000,000.00 F.L.B.'S, 7.45% 10-20-81	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	8-23-79	8-24-79	10.30%	1,000,000.00	1,075,000.00 G.N.M.A., 8.5% 1-15-2006	FIRST NATIONAL STATE BANK	SAFE

December 5, 1979

CITY OF REHAB  
TREASURY DIVISION  
SHEET #3

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SALE KEEPING
CURRENT	REPURCHASE	8-24-79	8-27-79	10.30%	1,000,000.00	1,000,000.00 G.N.M.A. 8.5% 1-15-2006	FIRST NATIONAL STATE BANK	SALE
	REPURCHASE	8-27-79	8-28-79	10.375%	10,000,000.00	10,000,000.00 F.L.B. 7.45% 10-20-81	FIRST NATIONAL STATE BANK	SALE
	REPURCHASE	8-28-79	9-1-79	10.40%	10,000,000.00	10,000,000.00 F.L.B. 7.45% 10-20-81	FIRST NATIONAL STATE BANK	SALE
	REPURCHASE	8-29-79	9-1-79	10.40%	2,000,000.00	615,000.00 G.N.M.A. 8.5% 10-15-2005 1,585,000.00 G.N.M.A. 8% 9-15-2006	FIRST NATIONAL STATE BANK	SALE
REPURCHASE	REPURCHASE	8-31-79	9-1-79	10.40%	650,000.00	650,000.00 U.S. NOTES, 7% 2-15-81	FIRST NATIONAL STATE BANK	SALE
	REPURCHASE	9-1-79	9-15-79	10.40%	5,000,000.00	1,500,000.00 F.L.B. 8.65% 7-20-83 1,000,000.00 F.N.M.A. 6.875% 3-10-80 1,230,000.00 F.N.M.A. 7.35% 12-10-82 765,000.00 G.N.M.A. 8.5% 10-15-2005 825,000.00 G.N.M.A. 8.5% 2-15-2006	FIRST NATIONAL STATE BANK	SALE
	REPURCHASE	9-1-79	9-10-79	10.40%	7,650,000.00	7,650,000.00	FIRST NATIONAL	SALE
	REPURCHASE	9-1-79	9-10-79	10.40%	7,650,000.00	7,650,000.00	FIRST NATIONAL	SALE

December 5, 1979

(CONT OF SHEET #5)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
REFURCHASE		9-5-79	9-10-79	10.40%	3,000,000.00	F.N.M.A., 7.15% 3-10-82	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE		9-10-79	9-17-79	10.50%	8,500,000.00	1,800,000.00 F.N.M.A., 7.15% 3-10-82 1,300,000.00 F.L.B., 7.45% 10-20-81	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE		9-10-79	9-13-79	10.50%	2,000,000.00	2,000,000.00 F.L.B., 6.15% 10-23-79	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE		9-12-79	9-17-79	10.50%	2,200,000.00	1,200,000.00 F.N.M.A., 9.25% 10-10-83	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE		9-13-79	9-14-79	10.75%	2,000,000.00	1,640,000.00 F.L.B., 7.35% 1-20-97 360,000.00 F.L.B., 7.45% 10-20-81	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE		9-14-79	9-17-79	10.75%	2,000,000.00	2,000,000.00 F.N.M.A., 8.85% 7-10-81	FIRST NATIONAL STATE BANK	SAFE
REFURCHASE		9-17-79	9-19-79	10.75%	8,200,000.00	3,450,000.00 F.C.B.'S, 9% 1-23-84	FIRST NATIONAL STATE BANK	SAFE

December 5, 1979

(CONT. OF SHEET #5)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
	REPURCHASE	9-19-79	9-24-79	11.125%	6,200,000.00	4,950,000.00 F.N.M.A., 10% 4-10-81	FIRST NATIONAL STATE	SAFE
	REPURCHASE	9-21-79	9-24-79	11.125%	500,000.00	4,835,000.00 F.N.M.A., 7.5% 9-10-80 1,500,000.00 F.N.M.A., 10% 4-10-81	FIRST NATIONAL STATE BANK	SAFE
						500,000.00 U.S. NOTES, 9.25% 5-15-81		

December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET #6INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
CURRENT	REPURCHASE	9-24-79	9-26-79	11.125%	2,000,000.00	2,075,000.00 F.N.M.A. 8.85% 7-10-81	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	9-26-79	10-1-79	11.125%	4,000,000.00	4,000,000.00 F.N.M.A. 7.5% 9-10-80	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	9-24-79	10-1-79	11.125%	3,700,000.00	3,700,000.00 F.N.M.A. 7.3% 12-10-86	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-11-79	7-16-79	9.95%	2,470,000.00	1,250,000.00 F.I.C.S. 6.95% 1-5-87 1,220,000.00 U.S. NOTES 6.5% 2-15-80	FIRST NATIONAL STATE BANK	SAFE
REVENUE SEATING	REPURCHASE	7-16-79	7-23-79	9.95%	2,470,000.00	2,470,000.00 U.S. NOTES 6.5% 2-15-80	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	6-24-79	8-29-79	10.30%	170,000.00	170,000.00 G.N.M.A. 8% 12-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	8-29-79	9-6-79	10.40%	170,000.00	170,000.00 G.N.M.A. 8% 6-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	9-6-79	9-13-79	10.40%	170,000.00	170,000.00 G.N.M.A. 9% 2-15-2004	FIRST NATIONAL STATE BANK	SAFE
WORK MEN'S COOPER SATION	REPURCHASE	7-2-79	7-16-79	9.95%	900,000.00	950,000.00 G.N.M.A. 8.5% 12-15-2005	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-16-79	7-23-79	9.95%	900,000.00	1,975,000.00 U.S. NOTES 7% 11-15-83	FIRST NATIONAL STATE BANK	SAFE

December 5, 1979

(CONT'D OF SHEET #6)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
WORK MEN'S COOPERATION	REPURCHASE	9-21-79	9-21-79	11.125%	900,000.00	900,000.00 U.S. BONDS, 8.25% 5-15-2005	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	9-24-79	10-3-79	11.125%	300,000.00	320,000.00 G.N.M.A., 9% 11-15-2005	FIRST NATIONAL STATE BANK	SAFE
WATER UTILITY OPERATING FUND	REPURCHASE	7-2-79	7-9-79	9.95%	900,000.00	700,000.00 G.N.M.A., 8% 6-15-2006 275,000.00 G.N.M.A., 8% 11-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-5-79	7-6-79	9.95%	150,000.00	165,000.00 G.N.M.A., 8% 1-15-2007	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-9-79	7-16-79	9.95%	850,000.00	940,000.00 G.N.M.A., 8% 12-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-13-79	7-16-79	9.95%	100,000.00	165,000.00 G.N.M.A., 9% 12-15-2004	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-16-79	7-23-79	9.95%	250,000.00	250,000.00 G.N.M.A., 8% 11-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-16-79	8-1-79	9.95%	900,000.00	900,000.00 G.N.M.A., 8% 12-15-2006	FIRST NATIONAL STATE BANK	SAFE



December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET #7INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFE KEEPING
WATER OPERATING FUND	REPURCHASE	7-18-79	7-23-79	9.95%	325,000.00	360,000.00 G.N.M.A., 8% 10-15-2006	FIRST NATIONAL STATE BANK	SAFE KEEPING SAME
CON'T	REPURCHASE	7-23-79	7-24-79	10.20%	475,000.00	475,000.00 G.N.M.A., 8% 2-15-2007	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-27-79	7-30-79	10.20%	130,000.00	130,000.00 G.N.M.A., 8% 9-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-30-79	8-1-79	10.20%	130,000.00	150,000.00 G.N.M.A., 8% 11-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	7-31-79	8-6-79	10.20%	150,000.00	150,000.00 G.N.M.A., 8.5% 1-15-2006	FIRST NATIONAL STATE BANK	SAFE
	REPURCHASE	8-1-79	8-3-79	10.25%	1,045,000.00	359,533.27 G.N.M.A., 8% 9-15-2006	BEVILL, BRESLER and SCHULMAN GATEWAY 1 NEWARK, N.J.	FIRST NATIONAL STATE BANK
	REPURCHASE	8-3-79	8-6-79	10.25%	1,145,000.00	249,687.29 G.N.M.A., 9.5% 6-15-2009	BEVILL, BRESLER and SCHULMAN GATEWAY 1 NEWARK, N.J.	FIRST NATIONAL STATE BANK
	REPURCHASE	8-3-79	8-6-79	10.25%	1,145,000.00	513,891.17 G.N.M.A., 9.5% 7-15-2009	BEVILL, BRESLER and SCHULMAN GATEWAY 1 NEWARK, N.J.	FIRST NATIONAL STATE BANK
	REPURCHASE	8-3-79	8-6-79	10.25%	1,145,000.00	359,533.27 G.N.M.A., 8% 9-15-2006	BEVILL, BRESLER and SCHULMAN GATEWAY 1 NEWARK, N.J.	FIRST NATIONAL STATE BANK
	REPURCHASE	8-3-79	8-6-79	10.25%	1,145,000.00	97,523.67 G.N.M.A., 8.5% 8-15-2008	BEVILL, BRESLER and SCHULMAN GATEWAY 1 NEWARK, N.J.	FIRST NATIONAL STATE BANK

December 5, 1979

(CONT'G OF SHEET #7)

INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SALE KEEPING
REPURCHASE		8-6-79	8-13-79	10.125%	1,300,000.00	1,300,000.00 F.H.L.B., 8% 2-25-80	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-9-79	8-13-79	10.20%	100,000.00	100,000.00 U.S. NOTES, 7.25% 8-15-84	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-17-79	8-20-79	10.25%	290,000.00	315,000.00 U.S. NOTES, 7.875% 5-15-86	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-13-79	8-20-79	10.20%	1,400,000.00	1,500,000.00 F.H.M.A.T. 35% 12-10-82	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-20-79	8-21-79	10.25%	1,560,000.00	160,000.00 G.N.M.A. 8% 12-15-2006 1,400,000.00 F.H.M.A.T. 35% 12-10-82	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-21-79	8-22-79	10.30%	575,000.00	610,000.00 F.H.M.A.T. 35% 12-10-82	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-21-79	8-27-79	10.30%	1,000,000.00	1,500,000.00 F.I.B., 45% 10-20-81	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-22-79	8-23-79	10.30%	125,000.00	125,000.00 G.N.M.A. 8% 8-15-2006	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-22-79	8-27-79	10.30%	500,000.00	500,000.00 G.N.M.A. 8% 12-15-2006	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-27-79	8-28-79	10.375%	1,500,000.00	1,500,000.00 F.H.M.A., 8.5% 9-12-83	FIRST NATIONAL STATE BANK	SAVE
REPURCHASE		8-28-79	9-1-79	10.40%	1,500,000.00	1,500,000.00 F.H.M.A., 9.25% 10-10-83	FIRST NATIONAL STATE BANK	SAVE

December 5, 1979

CITY OF NEWARK  
TREASURY DIVISION  
SHEET 78INVESTMENT ACTIVITY REPORT  
July 1, 1979 thru Sept 30, 1979

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAVE KEEPING
WATER OPERATING FUND	REPURCHASE	8-29-79	9-4-79	10.40%	125,000.00	125,000.00 G.N.M.A., 9%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	8-31-79	9-4-79	10.40%	350,000.00	350,000.00 U.S. NOTES, 7%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-4-79	9-5-79	10.40%	350,000.00	350,000.00 G.N.M.A., 9%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-12-79	9-17-79	10.50%	300,000.00	300,000.00 F.N.M.A., 7.15%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-14-79	9-17-79	10.75%	100,000.00	100,000.00 G.N.M.A., 9%	FIRST NATIONAL STATE BANK	SAVE
CHAPTER#177 SCHOOL BONDS	REPURCHASE	9-17-79	9-19-79	10.75%	350,000.00	350,000.00 G.N.M.A., 8.5%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-19-79	9-24-79	11.125%	800,000.00	800,000.00 F.C.B.'S, 9%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-21-79	9-24-79	11.125%	180,000.00	180,000.00 U.S. NOTES, 9.25%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-24-79	10-1-79	11.125%	1,000,000.00	1,150,000.00 F.N.M.A., 7.3%	FIRST NATIONAL STATE BANK	SAVE
	REPURCHASE	9-24-79	10-3-79	11.125%	2,969,000.00	2,969,000.00 F.N.M.A., 10%	FIRST NATIONAL STATE BANK	SAVE
CHAPTER#170 SCHOOL BONDS	REPURCHASE	9-24-79	10-3-79	11.125%	700,000.00	700,000.00 F.N.M.A., 8.85%	FIRST NATIONAL STATE BANK	SAVE

A motion that the Report of Investments be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-g. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONES, HELD JUNE 13, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-h. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JULY 11, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-i. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD AUGUST 8, 1979.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-j. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD SEPTEMBER 12, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-k. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD SEPTEMBER 10, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

December 5, 1979

4-1. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD OCTOBER 18, 1979.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani  
President Harris.

4-m. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD OCTOBER 17, 1979.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

4-n. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL, HELD OCTOBER 17, 1979.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, Villani,  
President Harris.

(Councilman Johnson arrived 1:25 P. M.)

A motion to advance "Hearings of Citizens" at this time was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker,  
Villani, President Harris.

#### HEARINGS OF CITIZENS.

6-HC-a. SISTER PATRICIA MARIA MC MANUS, 45 FREEMAN STREET, NEWARK, NEW JERSEY,  
PRINCIPAL OF ST. ALOYSIUS SCHOOL.

6-HC-b. MS. MARGARET JUSINSKI, 47 READ STREET, NEWARK, NEW JERSEY.

6-HC-c. MS. ELIZABETH PRYSTAUH, 18 LENTX AVENUE, NEWARK, NEW JERSEY.

6-HC-d. MS. LORETTA MANNION, 30 OXFORD STREET, NEWARK, NEW JERSEY.

6-HC-e. MS. NANCY ZAK, 48 READ STREET, NEWARK, NEW JERSEY.

(Councilman Carrino arrived 1:40 P. M.)

The above speakers addressed the Municipal Council with respect to the apartment

December 5, 1979

complex bordering on Raymond Boulevard, Fleming Avenue, Lexington Street and Oxford Street owned by the Aspen Group. They cited various violations existing at this site indicating it is rodent infested, garbage littered and is a constant danger to individuals living in this area. The speakers indicated they had spoken to various City officials and there has been no alleviation of the conditions which exist there. They requested the Council take some action to insure that the complex is bricked up in order to provide for safety for the neighbors in the area. They urged the Council to take some action with respect to the developers responsibility to the people in the City.

President Harris informed the speakers the Council has the last word to say about any tax abatement applications. The Mayor makes the recommendation to the Council and from the Council it goes to a Council Tax Abatement Committee which reports to the Council.

President Harris indicated the Council has become aware of the complaints with respect to the building and he has called for the Business Administrator to meet with the committee to try to alleviate this problem.

Councilman Martinez reviewed in detail events which took place at this site since the building was built by Prudential. He indicated in 1953 Prudential Management turned it over to another management corporation and the property has gone downhill. In 1978 the tenants were evicted and he interceded with the group to have something constructive done in the area. Several developers indicated interest in this site, one who recommended blowing up the building and building two-family homes and there were also complaints about trucks carrying oil, being a danger to that area and he arranged for re-routing of these trucks. The Aspen Group indicated they would apply for funds for a senior citizen complex and in the interim the deterioration of the buildings have increased. Mr. Gallanter recently indicated HUD stated to him there was no money available to build the \$12½ million complex which the Federal Government estimated would be the cost to rehabilitate this complex. Mr. Gallanter indicated he has spent large sums of money in securing these premises and felt if he receives cooperation from the City with respect to removal of debris, he would brick it up for security which would cost them about \$40,000. Mr. Gallanter indicated he is no longer interested in taking up this venture.

Councilman Martinez felt a copy of remarks made by the speakers be forwarded to the Mayor, Business Administrator, Director of Health and Welfare, Fire Director and Mr. Gallanter.

Councilman Martinez felt that if Mr. Gallanter fulfills his commitment with

December 5, 1979

cooperation from the City agencies, perhaps the danger could be alleviated at least until the Spring of 1980.

Councilman Tucker agreed with points raised by his colleague but he noted he met with Mr. Gallanter in September of this year and Mr. Gallanter was not amenable to expending large sums of money to secure the premises unless the Division of Sanitation would cooperate in cleaning the place up.

Councilman Tucker indicated there would be a problem for City personnel to go inside the property for such purpose since the property is owned by a private corporation. He felt the basic problem is the site must be secured and should not be a danger to the people living in the area.

#### ORDINANCES AND HEARINGS OF CITIZENS.

President Harris called for ordinances on First Reading.

6-F-a.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING LEFT TURN PROHIBITION ON BROAD STREET AND RAYMOND BOULEVARD.

(Deleting Broad Street and Raymond Boulevard

Adding North on Broad Street to west on Raymond Boulevard

West on Raymond Boulevard to South on Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 19, 1979.

December 5, 1979

6-F-b. The Acting City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:3-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON FULTON STREET.

(Section 23:2-1 - One-Way Streets

Deleting Fulton Street, Eastbound, from Broad Street to McCarter Highway)

Section 23:3-2 - Prohibiting Left Turns

Adding West on Fulton Street to South on Broad Street

North on McCarter Highway to West on Fulton Street

From 7 A. M. to 9:30 A. M. and from 4 P. M. to

6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 19, 1979.

6-F-c. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 6TH STREET.

(North 6th Street, West side, beginning 144 feet north of the northerly curblineline of Orange Street extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)



December 5, 1979

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON FABIAN TERRACE.

(Fabian Terrace, Both sides, from Chancellor Avenue to Schley Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 19, 1979.

A motion to remove from the Table "AN ORDINANCE AMENDING SECTION 23:2-1, ONE WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET," was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET.

(Willow Street, Westbound, from Washington Street to University Avenue)

December 5, 1979

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled November 20, 1979)

(Ordinance removed from the table December 5, 1979)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 19, 1979.

#### ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

#### 6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN SALVATION ARMY, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 138 CLIFFORD STREET, NEWARK, NEW JERSEY, FOR A TERM OF SIX (6) MONTHS PURSUANT TO N.J.S.A. 40A:12-5(a)(1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the premises commonly known as 138 Clifford Street, Newark New Jersey, designated as Block 972, Lot 25, consisting of approximately 6,000 square feet, on the Official Tax Maps and Tax Duplicate (year 1979) of the City of Newark are necessary for the performance of its governmental functions.

2. Pursuant to N.J.S.A. 40A:12-5(a)(1), the Municipal Council of the City of Newark ratifies the leasing of approximately 6,000 square feet of space from the Salvation Army on the ground floor of premises located at 138 Clifford Street, Newark, New Jersey, for the period from June 10, 1979 to the effective date of this ordinance.

3. That pursuant to N.J.S.A. 40A:12-5(a)(1) the Director of the Department of Health & Welfare is hereby authorized to enter into and execute a lease agreement for the aforesaid premises for the period from the effective date of this ordinance to December 31, 1979, at a rental of \$1.00 for the entire term of this lease plus utilities.

4. The funds to pay such consideration shall be from the budget of the Newark Office of Elderly Affairs.

5. A copy of the proposed lease is attached hereto.

6. A duly executed copy of the written final lease Agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health & Welfare.

7. This Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR" (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH LOCAL 945, TEAMSTERS, TO BE EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 3 of an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Ff) adopted May 4, 1977 as amended and supplemented, be and the same is hereby amended to adjust the salaries as follows to wit:

<u>POSITION</u>	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Chlorine Operator (40 hrs.) 055590	4.34	4.66	5.11
Chief Guard, Watershed (40 hrs.) 332010	4.71	4.95	5.19

December 5, 1979

	1ST YEAR PER HOUR	2ND YEAR PER HOUR	3RD YEAR PER HOUR
Guard Watershed (40 hrs.) 332030	4.16	4.47	4.87
Laboratory Assistant, Water (40 hrs.) 999025	4.34	4.66	5.11
Laborer (40 hrs.) 121600	4.16	4.47	4.87
Maintenance Repairman (40 hrs.) 044410	4.02	4.34	4.76
Pitometerman (40 hrs.) 055570	4.34	4.74	5.19
Truck Driver (40 hrs.) 091030	4.79	5.16	5.60
Sewer Equipment Operator (40 hrs.) 092760	5.05	5.39	5.86
Sewer Repairman (40 hrs.) 074150	4.79	5.12	5.54
Senior Maintenance Repairman, Mason (40 hrs.) 044340	4.79	5.12	5.54
Senior Maintenance Repairman (40 hrs.) 044290	4.79	5.12	5.54
Water Meter Repairman (40 hrs.) 053240	4.79	5.12	5.54
Water Repairman (40 hrs.) 054200	4.79	5.12	5.54
Dispatcher (40 hrs.) 634080	4.79	5.16	5.60
Laborer, Refuse Collection (40 hrs.) 999026	4.34	4.66	5.11
Laborer Light, Street Cleaning (40 hrs.) 020110	3.96	4.22	4.47
Laborer, Motor Broom (40 hrs.) 999027	4.01	4.34	4.74
Motor Broom Driver (40 hrs.) 999058	4.87	5.29	5.65

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, minimum, middle and maximum hourly rates therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The salary increases established herein shall be effective as of January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 16, 1979 (6-S & F-e) AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH LOCAL 945, TEAMSTERS, TO BE EFFECTIVE JANUARY 1, 1979)

Section 1. That Section 3 of an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor" (6S&Fe) adopted May 16, 1979 as amended and supplemented, be and the same is hereby amended to adjust the salaries as follows to wit:

<u>POSITION</u>	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Building Maintenance Worker (35 hours) 181120	4.01	4.34	4.74
Dispatcher (40 hours) 634080	4.79	5.16	5.60
Garage Attendant (40 hours) 093260	4.54	4.78	5.11
Gardener (40 hours) 154050	4.16	4.47	4.87
Laborer (40 hours) 121600	4.16	4.47	4.87
Laborer, Public Buildings (35 hours) 121601	4.22	4.74	5.24

December 5, 1979

	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Park Caretaker (40 hours) 151250	4.16	4.47	4.87
Senior Garage Attendant (40 hours) 093250	4.71	4.95	5.19
Tree Climber (40 hours) 152110	4.47	4.79	5.05
Truck Driver (40 hours) 091030	4.79	5.16	5.60

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, minimum, middle and maximum hourly rates therefor, which are inconsistent herewith

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The salary increases established herein shall be effective as of January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST RATES OF PAY AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1(e) Civil Defense of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to adjust the salary rate effective January 1, 1979 as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1979</u>		
	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Truck Driver, Civil Defense (40 Hours) 999306	\$ 4.79	\$ 5.16	\$ 5.60

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

Section 4. The salary increases established herein shall be effective as of January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR."  
(6-S & F-k) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST PAY RATE AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 5, 1979

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor, " (6S&Fk) adopted May 4, 1977 as amended and supplemented, be and the same is hereby amended to adjust the salary rate effective January 1, 1979 as follows, to wit:

POSITION	EFFECTIVE JANUARY 1, 1979		
	1ST YEAR	2ND YEAR	3RD YEAR
	PER HOUR	PER HOUR	PER HOUR
Garage Attendant (40 Hours) 093260	\$ 4.54	\$ 4.78	\$ 5.11

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

Section 4. The salary increases established herein shall be effective as of January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:



December 5, 1979

Section 1. That Section 2. of ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6S&fi) adopted May 4, 1977 as amended and supplemented be amended to adjust hourly rates as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1979</u>		
	<u>1ST YEAR</u> <u>PER HOUR</u>	<u>2ND YEAR</u> <u>PER HOUR</u>	<u>3RD YEAR</u> <u>PER HOUR</u>
Laborer (40 hours) 121600	\$ 4.16	\$ 4.47	\$ 4.87
Truck Driver (40 hours) 091030	\$ 4.79	\$ 5.16	\$ 5.60

Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

Section 4. The salary increases established herein shall be effective as of January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945 TEAMSTERS EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 5, 1979

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health & Welfare and establishing salaries therefor", (6S&Fm) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1979</u>		
	<u>1ST YEAR</u> <u>PER HOUR</u>	<u>2ND YEAR</u> <u>PER HOUR</u>	<u>3RD YEAR</u> <u>PER HOUR</u>
Building Maintenance Worker (35 Hours) 181120	\$ 4.01	\$ 4.34	\$ 4.74
Maintenance Repairman (35 Hours) 044410	\$ 4.02	\$ 4.34	\$ 4.76

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

Section 4. The salary increases established herein shall be effective as of January 1, 1979.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE, TO BE EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 5, 1979

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Ff) adopted May 4, 1977 as amended and supplemented, be and the same is hereby amended to adjust the salaries as follows, to wit:

POSITION

Parking Meter Collector  
and Repairman 045140

<u>EFFECTIVE</u>	<u>1ST YEAR ANN. SALARY</u>	<u>2ND YEAR ANN. SALARY</u>	<u>3RD YEAR ANN. SALARY</u>	<u>4TH YEAR ANN. SALARY</u>	<u>5TH YEAR ANN. SALARY</u>
1/1/79	\$ 9,934.05	\$10,357.46	\$10,780.87	\$11,240.28	\$11,627.70
1/1/80	\$10,430.75	\$10,875.33	\$11,319.92	\$11,764.50	\$12,209.09

POSITION

Traffic and Signal Repairman 075150

<u>EFFECTIVE</u>	<u>1ST YEAR ANN. SALARY</u>	<u>2ND YEAR ANN. SALARY</u>	<u>3RD YEAR ANN. SALARY</u>	<u>4TH YEAR ANN. SALARY</u>	<u>5TH YEAR ANN. SALARY</u>
1/1/79	\$11,074.35	\$11,670.75	\$12,267.15	\$12,863.55	\$13,459.95
1/1/80	\$12,423.72	\$13,092.79	\$13,761.86	\$14,430.93	\$15,100.00

Section 2. That Section 2 of the aforementioned ordinance be further amended to adjust the annual minimum, middle and maximum salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>MINIMUM ANN. SALARY</u>	<u>1ST STEP ANN. SALARY</u>	<u>MAXIMUM ANN. SALARY</u>
Equipment Operator (40 hrs.) 092620	1/1/79 1/1/80	\$14,844.90 \$15,587.15	\$15,983.10 \$16,782.26	\$16,382.10 \$17,201.21
Heavy Equipment Operator (40 hrs.) 092490	1/1/79 1/1/80	\$17,379.60 \$18,248.58	\$18,499.95 \$19,424.95	\$18,961.95 \$19,910.05
Mason and Plasterer (35 hrs.) 034130	1/1/79 1/1/80	\$15,726.90 \$16,513.25	\$16,780.05 \$17,619.05	\$17,199.00 \$18,058.95
Mason and Plasterer Helper (35 hrs.) 034150	1/1/79 1/1/80	\$12,811.05 \$13,451.60	\$13,804.35 \$14,494.57	\$14,148.75 \$14,856.19
Mason (35 hrs.) 034050	1/1/79 1/1/80	\$15,726.90 \$16,513.25	\$16,780.05 \$17,619.05	\$17,199.00 \$18,058.95
Painter (35 hrs.) 031050	1/1/79 1/1/80	\$14,094.15 \$14,798.86	\$15,216.60 \$15,977.43	\$15,597.75 \$16,377.64
Plumber (40 hrs.) 035080	1/1/79 1/1/80	\$16,578.45 \$17,407.37	\$17,625.30 \$18,506.57	\$18,063.15 \$18,966.31
Plumber Foreman (40 hrs.) 035020	1/1/79 1/1/80	\$17,911.95 \$18,807.55	\$18,499.95 \$19,424.95	\$19,544.70 \$20,521.94
Sign Designer, Processor and Letterer (35 hrs.) 031230	1/1/79 1/1/80	\$16,696.05 \$17,530.85	\$16,780.05 \$17,619.05	\$17,199.00 \$18,058.95
Sign Designer, Processor and Letterer Foreman (37½ hrs.) 031200	1/1/79 1/1/80	\$17,778.60 \$18,667.53	\$18,499.95 \$19,424.95	\$18,961.95 \$19,910.05
Supervisor of Equipment Operations (40 hrs.) 092010	1/1/79 1/1/80	\$20,312.25 \$21,327.86	\$20,396.25 \$20,416.06	\$20,905.50 \$21,950.78

Traffic Signal	1/1/79	\$15,865.50	\$16,680.30	\$17,199.00
Electrician (35 hrs.)	1/1/80	\$16,658.78	\$17,514.32	\$18,058.95
075080				
Traffic Signal	1/1/79	\$15,865.50	\$16,680.30	\$17,199.00
Mechanic (35 hrs.)	1/1/80	\$16,658.78	\$17,514.32	\$18,058.95
999267				
Welder (40 hrs.)	1/1/79	\$18,313.05	\$18,976.65	\$19,543.65
037080	1/1/80	\$19,228.70	\$19,925.48	\$20,520.83

Section 3. That Section 3 of the aforementioned ordinance be further amended to adjust the minimum, middle and maximum hourly rates as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR HOURLY RATE</u>	<u>2ND YEAR HOURLY RATE</u>	<u>3RD YEAR HOURLY RATE</u>
Asphalt Raker	1/1/79	5.64	5.81	5.99
(40 hrs.)	1/1/80	5.92	6.10	6.29
070150				
Asphalt Worker	1/1/79	5.32	5.48	5.64
(40 hrs.)	1/1/80	5.59	5.75	5.92
070130				

Section 4. All prior ordinances or parts of prior ordinances which relate to the above positions, title, hours of employment and rates of compensation which are inconsistent herewith, as hereinabove set forth, we hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the state of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS  
IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e)  
ADOPTED MAY 16, 1979 AS AMENDED AND SUPPLEMENTED (TO ADJUST PAY RATES PER CONTRACT  
AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE, TO BE EFFECTIVE JANUARY 1, 1979)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented, be and the same is hereby amended to adjust the salaries as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR MINIMUM</u>	<u>2ND YEAR MIDDLE STEP</u>	<u>3RD YEAR MAXIMUM</u>
Assistant Carpenter Foreman (35 hrs) 030030	1/1/79 1/1/80	16,895.55 17,740.33	17,625.30 18,506.57	18,063.15 18,966.31
Carpenter (35 hrs) 030060	1/1/79 1/1/80	15,865.50 16,658.78	16,680.30 17,514.32	17,199.00 18,058.95
Carpenter Foreman (35 hrs.) 030020	1/1/79 1/1/80	17,617.95 18,498.85	18,499.95 19,424.95	18,916.95 19,910.05
Carpenter Helper (35 hrs.) 030080	1/1/79 1/1/80	12,962.25 13,610.36	13,804.35 14,494.57	14,148.75 14,856.19
Chief Stationary Engin- eer (40 hrs.) 036020	1/1/79 1/1/80	17,595.90 18,475.70	19,425.00 20,396.25	19,910.10 20,905.61
Electrician (35 hrs.) 033150	1/1/79 1/1/80	15,865.50 16,658.78	16,680.30 17,514.32	17,199.00 18,058.95
Electrician Foreman (35 hrs.) 033090	1/1/79 1/1/80	17,617.95 18,498.85	18,499.95 19,424.95	19,007.10 19,957.46
Electrician Helper (35 hrs.) 033170	1/1/79 1/1/80	12,962.25 13,610.36	13,805.40 14,495.67	14,148.75 14,856.19
Mason and Plasterer (35 hrs.) 034130	1/1/79 1/1/80	15,726.90 16,513.25	16,780.05 17,619.05	17,199.00 18,058.95
Mason and Plasterer Fore- man (35 hrs.) 034090	1/1/79 1/1/80	17,645.25 18,527.51	18,499.95 19,424.95	18,961.95 19,910.05
Mason and Plasterer Helper (35 hrs.) 034150	1/1/79 1/1/80	12,811.05 13,451.60	13,804.35 14,494.57	14,148.75 14,856.19
Painter (35 hrs.) 031050	1/1/79 1/1/80	14,094.15 14,798.86	15,216.60 15,977.43	15,597.75 16,377.64
Painter Foreman (35 hrs.) 031020	1/1/79 1/1/80	15,779.40 16,568.37	16,780.05 17,619.05	17,199.00 18,058.95
Plumber (40 hrs.) 035080	1/1/79 1/1/80	16,578.45 17,407.37	17,625.30 18,506.57	18,063.15 18,966.31
Plumber Foreman (40 hrs.) 035020	1/1/79 1/1/80	17,911.95 18,807.55	18,499.95 19,424.95	19,544.70 20,521.94
Refrigeration Engineer (40 hrs.) 036210	1/1/79 1/1/80	15,889.65 16,684.13	17,625.30 18,506.57	18,063.15 18,966.31

December 5, 1979

Stationary Engineer (40 hrs.) 036050	1/1/79 1/1/80	15,889.65 16,684.13	17,625.30 18,506.57	18,063.15 18,966.31
Stationary Fireman (40 hrs.) 036070	1/1/79 1/1/80	15,123.15 15,879.31	15,983.10 16,782.26	16,385.25 17,204.51
Welder (40 hrs.) 037080	1/1/79 1/1/80	18,313.05 19,228.70	18,976.65 19,925.48	19,543.65 20,520.83

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum, middle and maximum salaries therefor, which are inconsistent hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, (TO REQUIRE PROCESSING OF CERTAIN PERSONNEL FORMS WITHIN A 3 DAY TIME LIMIT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended by supplementing Chapter 5, Article 1, Section 2 (b) (2) and adding a new Section 2 (b) (7) so as to read as follows:

2:5-2 Business Administrator.

(b) Powers and duties.

December 5, 1979

- (2) Except as is otherwise herein provided, develop and enforce sound purchasing and personnel practices and procedures for all departments, offices and agencies of the city and assist the mayor in the making of policy decisions which relate to the city's physical development;
- (7) Arrange for any and all documents submitted to the Department of Administration or any of its divisions by the Municipal Council and/or the Office of the City Clerk relating to a Requisition for Personnel, a Request for Personnel Action (FORM CS-6) or allied forms, to be processed by the appropriate division and a final determination be made known in writing to the City Clerk within 3 business days after receipt of the original request.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting a motion to reconsider this item was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Johnson withdrew his motion to adopt this ordinance on second reading and final passage.

President Harris withdrew his second to adopt this ordinance on second reading and final passage.

A motion to table this ordinance was made by Councilman Tucker, seconded by

December 5, 1979

Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottoone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-k.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE APPROPRIATING \$20,226,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$20,226,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



6-S & F-m.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000 SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-S & F-n.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 5, 1979

6-S & F-o.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting filing of debt statement was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

(See pages 23 through 25 in the minutes of these meetings)

RESOLUTIONS AND MOTIONS.RESOLUTIONS.7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST REPRESENTED BY CERTAIN LOST COUPONS TO THE RIGGS NATIONAL BANK OF WASHINGTON, D.C.; PURSUANT TO N.J.S. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting corrected resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AMENDING RESOLUTION 7-R-a, MARCH 14, 1979, CONTRACT WITH TELEX COMPUTER PRODUCTS, INC., FOR PURCHASE OF VARIOUS ITEMS OF COMPUTER HARDWARE, COMMENCING JULY 1, 1979, AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH TELEX

COMPUTER PRODUCTS, INC. TO PROVIDE THAT MAINTENANCE EXPENSES ARE TO COMMENCE NOVEMBER 1, 1979 INSTEAD OF JULY 1, 1979 AND REDUCING CONTRACT AMOUNT BY \$25,000. FOR PURCHASE OF VARIOUS ITEMS OF COMPUTER EQUIPMENT, ORIGINAL THREE YEAR CONTRACT IS IN AMOUNT OF \$806,265.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Corporation Counsel Perillo, Assistant Business Administrator Banker, Director of Finance Jones and Contract Administrator Richard Woodford met with the Council December 4, 1979)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION GIVING CONSENT TO NEW COMMUNITY DOUGLAS HOMES CORPORATION FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT TO NEW COMMUNITY DOUGLAS HOMES ASSOCIATES OF THE FORMER'S HOUSING PROJECT ON A SITE DESCRIBED ON THE OFFICIAL TAX MAP AS 15-29 HILL STREET (BLOCK 93, LOTS 45, 50, 52 AND PART OF LOT 29); SUM OF \$1,000. TO BE PAID TO CITY OF NEWARK, DETERMINED BY CORPORATION COUNSEL TO BE A REASONABLE CHARGE FOR LEGAL SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO REVIEW, PREPARATION AND/OR SUBMISSION OF PAPERS TO MUNICIPAL COUNCIL. (ORIGINAL RESOLUTION ADOPTED SEPTEMBER 11, 1978, 7-R-e)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. Steven B. Hoskins, Law Firm of McCarter & English, Reverend Linder, Mr. Matthew Riley, Development Administrator, New Community Douglas Homes Corporation and Joseph Chaneyfield, Vice President and Board Member of New Community Douglas Homes Corporation met with the Council December 4, 1979)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH GREENWOOD TREE EXPERTS, INC., P. O. BOX 131, WHIPPANY, NEW JERSEY, 07981, LOWEST RESPONSIBLE UNIT PRICE FOR PROJECT KNOWN AS 79-33 STREET PRUNING SECTION FF, UNIT PRICE OF \$16.35 PER TREE FOR 1,194 TREES FOR TOTAL COST OF \$19,521.90, FUNDS PROVIDED BY BY OPERATING BUDGET TREE PRUNING SERVICE, FUND 11, DEPARTMENT 11, AGENCY 01,

December 5, 1979

ACCOUNT 457. (BOUNDED ON THE NORTH BY LYONS AVENUE; ON THE WEST BY THE CITY LINE WITH HILLSIDE, AND ON THE EAST OF MAPLE AVENUE TO INCLUDE ALL TREES ON BOTH SIDES OF ALL BOUNDARY STREETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH INTILE TREE EXPERTS, INC., 19 GROVER LANE, CALDWELL, NEW JERSEY, LOWEST RESPONSIBLE UNIT PRICE, FOR PROJECT KNOWN AS 79-33 STREET PRUNING, SECTION-D, UNIT PRICE OF \$12.49 PER TREE FOR 1,895 TREES FOR TOTAL COST OF \$23,668.55, FUNDS PROVIDED FOR BY OPERATING BUDGET, TREE PRUNING SERVICE, FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 457. (BOUNDED ON THE NORTH BY HELLER PARKWAY; ON THE WEST BY BRANCH BROOK PARK; ON THE SOUTH BY BLOOMFIELD AVENUE; ON THE EAST BY MT. PROSPECT AVENUE TO INCLUDE ALL TREES ON BOTH SIDES OF ALL BOUNDARY STREETS EXCEPT ALONG BRANCH BROOK PARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH GEORGE BEUCLER TREE EXPERTS CO., INC., 48 HAROLD STREET, TENAFLY, NEW JERSEY, LOWEST RESPONSIBLE UNIT PRICE FOR PROJECT KNOWN AS 79-33 STREET PRUNING, SECTION GG, UNIT PRICE OF \$18.90 PER TREE FOR 1,146 TREES FOR TOTAL COST OF \$21,659.40, FUNDS PROVIDED FOR BY OPERATING BUDGET, TREE PRUNING SERVICE, FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 457. (BOUNDED ON NORTH BY LYONS AVENUE; ON WEST BY MAPLE AVENUE; ON THE SOUTH BY THE CITY LINE WITH HILLSIDE; AND ON THE EAST BY ELIZABETH AVENUE TO INCLUDE ALL TREES ON BOTH SIDES OF LYONS AVENUE; ON THE WEST SIDE OF ELIZABETH; AND NO TREES ON MAPLE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE UNIT PRICE FOR PROJECT KNOWN AS 79-33 STREET PRUNING, SECTION R, UNIT PRICE OF \$13.95 PER TREE FOR 907 TREES FOR TOTAL COST OF \$12,652.65; FUNDS PROVIDED FOR BY OPERATING BUDGET, TREE PRUNING SERVICE, FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 457. (BOUNDED ON THE NORTH BY PASSAIC RIVER; ON THE WEST BY RAILROAD AVENUE; ON THE SOUTH BY ELM, MERCHANT AND FERRY STREETS; AND ON THE EAST BY MOTT STREET TO INCLUDE BOTH SIDES OF ALL BOUNDARY STREETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH BEEBE REFRACTORY REPAIRS AND SERVICE CO., INC., 12 MARY STREET, NEWARK, NEW JERSEY, 07105, ONLY RESPONSIBLE BIDDER, FOR FURNISHING LABOR AND MATERIAL TO MAKE ALL NECESSARY REPAIRS TO THE #1 AND #2 BOILERS LOCATED AT SYMPHONY HALL, FOR SUM NOT TO EXCEED \$9,400., IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY, TO AUDIT CITY OF NEWARK PROGRAMS DESIGNATED CPA-NJ (02-39-1045) AND CPA-NJ (02-39-1127), FOR AMOUNT NOT TO EXCEED \$1,425., FUNDS PROVIDED BY MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.) (UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND MUNICIPAL COUNCIL REQUIRE AN AUDIT BY CERTIFIED PUBLIC ACCOUNTANT OF PROGRAMS FUNDED BY HUD)

December 5, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, TO AUDIT CITY OF NEWARK PROGRAMS DESIGNATED GLADYS DICKINSON HEALTH CENTER AND BESSIE SMITH HEALTH CENTER, FOR AMOUNT NOT TO EXCEED \$2,200., FUNDS PROVIDED BY MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.) (UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND MUNICIPAL COUNCIL REQUIRE AN AUDIT BY CERTIFIED PUBLIC ACCOUNTANT OF PROGRAMS FUNDED BY HUD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker desired the record to indicate that neither he nor any member of his family is connected with this firm.

7-R-k.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR AND PERSONNEL DIRECTOR TO EXECUTE RENEWED CONTRACT WITH CROSSROADS HEALTH PLAN AND TO EXECUTE CONTRACT OF COVERAGE WITH RUTGERS COMMUNITY HEALTH PLAN FOR PERIOD JANUARY 1, 1980 TO DECEMBER 31, 1980; ALL COSTS ABOVE AND BEYOND THOSE ESTABLISHED BY REGULAR CITY PLAN SHALL BE BORNE BY THE OPTING EMPLOYEE THROUGH PAYROLL DEDUCTIONS. (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.40A:11-5(1)(a)(i)). (CROSSROADS HEALTH PLAN SHALL EXPIRE DECEMBER 31, 1979 AND CENTRAL ESSEX HEALTH PLAN HAS CEASED TO FUNCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$86,338.90 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.                    RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$80. TO ALEX HYATT, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED BY CORPORATION COUNSEL; FOR DAMAGES TO MR. HYATT'S MOTOR VEHICLE PARKED AT 168 FERRY STREET WHICH WAS STRUCK BY CITY MOTOR VEHICLE. (INSTITUTED ACTION IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.                    RESOLUTION AUTHORIZING DIRECTOR TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$175.01 TO SARAHYLN L. ARMSTRONG, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES INCURRED TO HER MOTOR VEHICLE WHICH STRUCK A POTHOLE ON BROAD STREET AT OR ITS INTERSECTION OF CAMP STREET. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT IN AMOUNT OF \$159.10 FOR DAMAGES INCURRED TO HER VEHICLE AND EXPENSES IN AMOUNT OF \$340.; TRIAL WAS HELD AND CITY OF NEWARK WAS LIABLE TO PLAINTIFF IN AMOUNT OF \$159.10 PLUS COST OF \$15.91)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 5, 1979

7-R-o.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$200. TO THOMAS PAPPAS, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HIS MOTOR VEHICLE WHICH WAS STRUCK BY MOTOR VEHICLE OWNED BY CITY OF NEWARK ON PARKER STREET. (INSTITUTED SUIT IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.            RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$400. TO SAMUEL HAMMOCK AND HIS ATTORNEY, HARVEY S. GROSSMAN, ESQ., UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL: FOR DAMAGES TO A NEON SIGN, OWNED BY MR. HAMMOCK, ON BUILDING LOCATED AT 281 HALSEY STREET, WHICH WAS STRUCK BY MOTOR VEHICLE OWNED BY CITY OF NEWARK, INCURRING DAMAGES TO SIGN IN AMOUNT OF \$660. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.            RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.) TO MR. DAVID EL FOR PEDDLER LICENSE NOT ISSUED. (21 HUNTINGTON TERRACE, NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.            RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY FIVE DOLLARS (\$25.) TO MS. DOROTHY GRAHAM FOR RESTAURANT LICENSE NOT ISSUED. (98 RHODE ISLAND AVENUE, EAST ORANGE, NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)



December 5, 1979

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.                    RESOLUTION APPOINTING SPECIAL PATROLMEN FOR YEAR ENDING DECEMBER 31, 1979.  
(JOHN MC ENTÉE AND ALFONZA WILKERSON)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.                    RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND TAX COLLECTOR TO CANCEL  
ASSESSMENT FOR YEAR 1978 FOR PROPERTY LOCATED AT 140 BROAD STREET, BLOCK 522, LOT 57,  
FOR YEAR 1978, IN AMOUNT OF \$845.06 OWNED BY UNITED COMMUNITY CORPORATION; ASSESSED  
IN ERROR, PROPERTY SHOULD BE EXEMPT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.                    RESOLUTION RATIFYING AND AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW  
JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD AUGUST 31, 1979 TO NOVEMBER 30,  
1979 FOR PROJECT ENTITLED "PROJECT GAINS"; CONTRACT PROVIDES FUNDING FROM SLEPA-\$62,000.,  
STATE BUY IN-\$3,444., LOCAL CASH-\$3,444. (TO BE PROVIDED BY IMPLEMENTING AGENCY);  
TOTALING \$68,888.; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this resolution to Administration, per their request, was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY  
STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF COMPREHENSIVE LAW ENFORCEMENT AND  
CRIMINAL JUSTICE PLANNING TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET  
REVISION REQUEST; FUNDS NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUEST  
SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING  
AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY  
STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NEWARK CRIMINAL JUSTICE COORDINATING  
COUNCIL PROJECT TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REQUEST; FUNDS  
NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM  
SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH  
CONSTITUTE AN UNEXPENDED BALANCE. (TO COVER ADDITIONAL COSTS INCURRED WITHIN THE FRINGE  
BENEFITS CATEGORY (7-R-da, DECEMBER 6, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY  
STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NEWARK CRIMINAL JUSTICE COORDINATING  
COUNCIL PROJECT TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REQUEST; FUNDS  
NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM  
SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH  
CONSTITUTE AN UNEXPENDED BALANCE. (TO COVER ADDITIONAL COSTS INCURRED WITHIN THE  
SALARY CATEGORY) (7-R-da, DECEMBER 6, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, YOUNG ADULT CONSERVATION CORPS., \$270.; ITEM AVAILABLE FROM NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.                    RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING,  
DIVISION OF TRAFFIC AND SIGNALS, CLERK TYPIST, \$750. TO VEHICLES, \$750.; PURSUANT TO  
N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.                  RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM WATER UTILITY, WATER SUPPLY,  
REAL ESTATE TAXES, \$139,000. TO SERVICES BY CONTRACT OR AGREEMENT, HEAT, LIGHT AND POWER,  
\$25,000., MATERIALS AND SUPPLIES, NON-VEHICULAR MAINTENANCE, MATERIALS AND SUPPLIES,  
\$99,000. AND GASOLINE, \$15,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.                  RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF WATER UTILITY  
DIVISION OF WATER SUPPLY, OTHER SALARIES AND WAGES, TALLING \$180,500. TO  
MISCELLANEOUS EXPENSES, WATER PURCHASES, \$180,500.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

December 5, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS, SERVICE BY CONTRACT OR AGREEMENT, COMMUNICATION \$63,399. HEAT, LIGHT AND POWER, \$50,145., TOTALLING \$113,544. TO MATERIALS AND SUPPLIES, JANITORIAL MATERIALS AND SUPPLIES, \$15,640., FUEL OIL \$97,904., TOTALLING \$113,544.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF RENT CONTROL, CLERK TYPIST, \$5,000. TO OFFICE FURNISHINGS, \$1,843. AND OFFICE EQUIPMENT, \$3,157., TOTALLING \$5,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, LABORER, S.C., \$8,191. TO DIRECTOR'S OFFICE, OTHER EXPENSES, MISCELLANEOUS, TREE PRUNING, \$8,191.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, SALARIES AND WAGES, RESEARCH ANALYST, \$781. TO ANALYST, \$781.; PURSUANT TO N.J.S.A. 40A:4-58.

December 5, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, UNCLASSIFIED PURPOSES, MUNICIPAL SALARY INCREASE, \$4,711. TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDING, OTHER SALARIES AND WAGES, ASSISTANT BUILDING SUPERINTENDENT, \$926., BUILDING SUPERINTENDENT, \$512., BUILDING MAINTENANCE WORKER FOREMAN, \$1,068., ASSISTANT CHIEF, \$2,205., TOTALLING \$4,711.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, UNCLASSIFIED PURPOSES, MUNICIPAL SALARY INCREASE, \$30,074., TO DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, SANITATION FOREMAN, \$22,784., ASSISTANT SANITATION SUPERINTENDENT, \$5,653. AND SANITATION SUPERINTENDENT, \$1,637., TOTALLING \$30,074.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$582. TO WATER UTILITY, WATER ACCOUNTING AND CUSTOMER SERVICES, OTHER SALARIES AND WAGES, SUPV. WATER METER READERS, \$582.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

December 5, 1979

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$1,693. TO WATER UTILITY, WATER SUPPLY, OTHER SALARIES AND WAGES, MECHANIC, \$931., MECHANIC HELPER, \$762., TOTALLING \$1,693.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$16,669. TO WATER UTILITY, WATER SUPPLY, OTHER SALARIES AND WAGES, \$16,669., PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker Villani, President Harris.

7-R-bl.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$3,271. TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF PARKS AND GROUNDS, OTHER SALARIES AND WAGES, GENERAL FOREMAN, \$2,564., FOREMAN \$707., TOTALLING \$3,271.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, UNCLASSIFIED PURPOSES, MUNICIPAL SALARY INCREASE, \$2,011. TO DEPARTMENT OF ENGINEERING, DIVISION OF STREETS AND SIDEWALKS, SALARIES AND WAGES, STREET FOREMAN, \$1,282., STREETS AND SIDEWALK SUPERINTENDENT, \$729., TOTALLING \$2,011.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.                    RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, UNCLASSIFIED PURPOSES, MUNICIPAL SALARY INCREASE, \$1,226. TO DEPARTMENT OF ENGINEERING, DIVISION OF TRAFFIC AND SIGNALS, SALARIES AND WAGES, TRAFFIC AND SIGNALS MAINTENANCE FOREMAN, \$1,226.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.                    RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, SERVICES BY CONTRACT OR AGREEMENT, MUNICIPAL LANDFILL FEE, \$78,000. TO MATERIALS AND SUPPLIES, NON-VEHICULAR MATERIALS AND SUPPLIES, \$78,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.                    RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITIES, OTHER SALARIES AND WAGES, \$15,000. TO MATERIALS AND SUPPLIES, \$15,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.                    RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, URBAN RODENT AND INSECT CONTROL, \$102,815.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

December 5, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$350. PAYABLE TO JEANETTE ROGERS, CHARLES ROGERS, AND RUSIGNOLA & PUGLIESE, THEIR ATTORNEYS, 24 BRANFORD PLACE, NEWARK, NEW JERSEY, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MR. & MRS. ROGERS, AND A STIPULATION OF DISMISSAL; FOR INJURIES SUSTAINED TO MRS. ROGERS WHEN SHE TRIPPED AND FELL OVER AN UNEVEN SIDEWALK CAUSED BY ROOTS OF A TREE LOCATED BETWEEN THE SIDEWALK AND CURB OWNED BY CITY OF NEWARK. (INSTITUTED SUIT IN SUPERIOR COURT, LAW DIVISION, ESSEX COUNTY, AGAINST CITY OF NEWARK AND ROY AND PRISCILLA WINGO, OWNERS OF ABUTTING PROPERTY AT 51 NORTH MUNN AVENUE, \$2,550. PAID BY THIRD PARTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO DRAFT CHECK IN AMOUNT OF \$250. PAYABLE TO MEYER GOSS AND HIS ATTORNEYS, BENDIT, WEINSTOCK & SHARBAUGH, P.A., 80 MAIN STREET, WEST ORANGE, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HIS MOTOR VEHICLE WHICH WAS INVOLVED IN ACCIDENT WITH CITY OF NEWARK VEHICLE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT FOR DAMAGES IN AMOUNT OF \$500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE GRANT-IN-AID CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH BY ACCEPTING SUM OF \$102,815. FOR CONTINUATION OF NEWARK URBAN RODENT CONTROL PROGRAM FOR PERIOD JUNE 1, 1979 TO NOVEMBER 30, 1979; TOTAL FUNDING \$142,353. (NEW JERSEY STATE



DEPARTMENT OF HEALTH-\$102,815., CITY OF NEWARK (IN-KIND MATCH), PERSONNEL, SPACE-\$39,538.: DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND ONLY PROVIDES FOR IN-KIND SERVICES TO SUPPORT THE PROGRAM'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION AMENDING RESOLUTION 7-R-ba, SEPTEMBER 19, 1979, CONTRACT WITH JOSEPH P. LAURELLI, M.D. FOR DELIVERY OF MEDICAL SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, FOR PERIOD JULY 28, 1979 TO JULY 1, 1980, BY AMENDING ARTICLE VII, INSURANCE; MAXIMUM AMOUNT UNDER AFORESAID CONTRACT SHALL REMAIN AT \$13,339.04. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO RECORD IN THE RECEIVABLE AND RESERVE FOR VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER, GRANT #73-ED-02-0101, THE AMOUNT OF \$173,136.69; SAID AMOUNT DEOBLIGATED BY UNITED STATES LAW ENFORCEMENT ASSISTANCE ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO CANCEL RESERVE AND RECEIVABLE IN THE STATE LAW ENFORCEMENT AND PLANNING ACT ACCOUNTS OF CITY OF NEWARK, THE AMOUNT OF \$35,956.36, AUXILIARY POLICE PROJECT, GRANT #75-DF-02-0106: SAID AMOUNT DEOBLIGATED BY UNITED STATES LAW ENFORCEMENT ASSISTANCE ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by

Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, UNCLASSIFIED PURPOSES, MUNICIPAL SALARY INCREASE, \$46,262. TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS, OTHER SALARIES AND WAGES, \$46,262.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIRECTOR'S OFFICE, SALARIES AND WAGES, OTHER SALARIES AND WAGES, HEALTH CARE POLICY ADVISOR, \$11,000., TO UNCLASSIFIED PURPOSES, OTHER EXPENSES, INTERGOVERNMENTAL PERSONNEL ACT (I.P.A.), ACCOUNT 7497, \$11,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, SALARIES AND WAGES, OTHER SALARIES AND WAGES, \$80,672. TO DEPARTMENT OF FIRE, DIRECTOR'S OFFICE, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, \$20,000. AND MATERIALS AND SUPPLIES, \$60,672., TOTALLING \$80,672.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca.RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM LAW DEPARTMENT, CORPORATION

COUNSEL, OTHER SALARIES AND WAGES, LAW CLERK, \$5,000., INVESTIGATOR, \$2,000., RECEPTIONIST  
\$6,000., TOTALLING \$13,000. TO OTHER EXPENSES, MATERIALS AND SUPPLIES, OFFICE SUPPLIES,  
\$2,000., BOOKS AND OTHER PUBLICATIONS, \$1,000., EQUIPMENT, OFFICE FURNITURE FURNISHINGS  
\$1,000. AND OFFICE EQUIPMENT, \$9,000., TOTALLING \$13,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.RESOLUTION RECOGNIZING AND COMMENDING LARRY HOLMES FOR HIS DEDICATION TO

EXCELLENCE IN HIS OWN LIFE AND FURTHER FOR THE SELFLESS MANNER IN WHICH HE HAS DEVOTED  
HIS LIFE TO THE YOUTH OF AMERICA.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.EMERGENCY RESOLUTION APPROPRIATING \$1,000., OFFICE OF THE CITY CLERK/

MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, MISCELLANEOUS ELECTIONS, TO PROVIDE  
FUNDS FOR VALIDATIONS OF PETITIONS FILED SEPTEMBER 7, 1979; SAID EMERGENCY FUNDS SHALL  
BE PROVIDED IN 1980 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd.RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING,

DIVISION OF SANITATION, OTHER EXPENSES, MISCELLANEOUS, REFUSE COLLECTION-CONTRACT,  
\$16,000. TO DIRECTOR'S OFFICE, OTHER EXPENSES, EQUIPMENT, OFFICE EQUIPMENT, \$16,000.;  
PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.            RESOLUTION AUTHORIZING THE DIRECTOR OF PERSONNEL TO MAKE APPLICATION TO THE UNITED STATES CIVIL SERVICE COMMISSION, OFFICE OF PERSONNEL MANAGEMENT FOR INTERGOVERNMENTAL PERSONNEL GRANT FUNDS IN THE AMOUNT OF TWENTY THOUSAND DOLLARS (\$20,000.) TO CONTINUE TO PROVIDE FOR MANAGEMENT DEVELOPMENT AND PERSONNEL ADMINISTRATION PROGRAMS. CITY OF NEWARK TO PROVIDE A CASH MATCH OF ELEVEN THOUSAND FIFTY THREE DOLLARS AND SEVENTY FIVE CENTS. (\$11,053.75)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.            RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING DIVISION OF SANITATION, MISCELLANEOUS, \$160,000., TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS, MATERIALS AND SUPPLIES, VEHICULAR REPAIR PARTS, \$160,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.            RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, MISCELLANEOUS, \$135,000., TO DIVISION OF SANITATION, EQUIPMENT, COMMUNICATION EQUIPMENT, \$135,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.            RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENICES, MUNICIPAL COURTS, SALARIES AND WAGES, TOTALLING \$45,000., DEPARTMENT OF ENGINEERING,

DIVISION OF SEWERS, OTHER SALARIES AND WAGES, TOTALLING \$45,000., DIVISION OF SANITATION  
OTHER SALARIES AND WAGES, \$121,000., MISCELLANEOUS, \$29,000., TOTALLING \$150,000. TO  
DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, SERVICE BY CONTRACT OR AGREEMENT,  
GROUNDS AND FACILITIES MAINTENANCE, \$240,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF GENERAL SERVICES,  
DIVISION OF MOTORS, OTHER SALARIES AND WAGES, MECHANICAL REPAIRMAN, \$70,000., GARAGE  
ATTENDANT, \$20,000. TOTALLING \$90,000. TO EQUIPMENT, REGULATORY EQUIPMENT, \$90,000.;  
PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH  
QUALITY ROOFING COMPANY, INC., 175 CENTRAL AVENUE, PASSAIC, NEW JERSEY, LOWEST  
RESPONSIBLE BIDDER, FOR CONTRACT 79-26, REHABILITATION OF ROOF, ENGINE #6, 344  
SPRINGFIELD AVENUE, IN SUM OF \$10,210.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING  
TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT  
NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY FIRE DEPARTMENT CAPITAL  
BUDGET, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 5, 1979

7-R-ck.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH HARRY GOLDFADEN SONS., INC., P.O. BOX 6152, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 70-27, REHABILITATION OF ROOF AND MASONRY REPAIRS, ENGINE #9, 197-199 SUMMER AVENUE, IN SUM OF \$15,750.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY FIRE DEPARTMENT CAPITAL BUDGET, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAMS DESIGNATED NDEP, BAIL PROJECTS, NDEP AND COMMUNITY BASED CORRECTIONAL PROGRAM FOR AMOUNT NOT TO EXCEED \$3,440.; TO BE PAID FROM MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker desired the record to indicate that neither he nor any member of his family is connected with this firm.

7-R-cm.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH HARRY GOLDFADEN SONS, INC., P. O. BOX 6152, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 79-36, ROOF REPLACEMENT AT 57 GREEN STREET, FOR TOTAL SUM OF \$10,845.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY 1979 ADOPTED BUDGET, FUND 11, DEPARTMENT 20, AGENCY 01, ACCOUNT 488.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF

MRS. MARGARET MOORE, A LEADER IN NEWARK SENIOR CITIZEN ORGANIZATIONS.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION RECOGNIZING REVEREND BENJAMIN F. JOHNSON, D.D. ON THE OCCASION

OF HIS 36TH ANNIVERSARY AS PASTOR OF THE METROPOLITAN BAPTIST CHURCH; FURTHER COMMENDING REVEREND JOHNSON FOR HIS NUMEROUS ACCOMPLISHMENTS WHILE MINISTERING TO THE METROPOLITAN BAPTIST CONGREGATION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION SUPPORTING THE RECENT RESOLUTION OF THE NEWARK BRANCH OF THE NATIONAL

ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE WHICH ....'URGES GOVERNOR BRENDAN BYRNE TO APPOINT A NEWARK RESIDENT TO THE NEW JERSEY STATE BOARD OF EDUCATION AT THE EARLIEST POSSIBLE TIME ....'," was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

None.

December 5, 1979

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from November 8, 1979 to November 27, 1979:

BINGO LICENSESLICENSEELICENSE NUMBER

St. Lucy's Society

7934 (Amended)

Senior Citizen No. 31

Stephen Crane Senior Citizen Center

RAFFLES LICENSESLICENSEELICENSE NUMBER

New Jersey Symphony Orchestra

8016 (Amended)

Rosary Altar Society of Sacred Heart Church

8027 (Amended)

North Newark Lions Club

8081

Parents and Guardians Guild of St. Vincent

8082

Parents and Guardians Guild of St. Vincent

8083

Parents and Guardians Guild of St. Vincent

8084

Mt. Olive Baptist Church

8085

Newark Day Center

8086

St. Michael's Holy Name Society

8087

Home School Association - John F. Kennedy School

8088

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.



ADJOURNMENT.

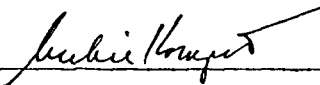
12.

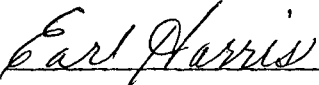
A motion to adjourn this meeting was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:30 P. M.

APPROVED:

  
\_\_\_\_\_  
Archie Korngut  
Acting City Clerk

  
\_\_\_\_\_  
Earl Harris  
President



A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:25 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 7, 1979, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law. "

The City Clerk stated he was in receipt of communication dated December 7, 1979 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, pursuant to R.O. 2:15-1, on Tuesday, December 11, 1979, at 2:00 P. M., or as soon thereafter as the Council can convene, to consider a resolution authorizing the Treasurer to issue a check to Porterhouse Maintenance Company pursuant to the Order of the Honorable Arthur C. Blake, Assignment Judge, Essex County.

The City Clerk read into the record communication received from Corporation Counsel Perillo as follows:

TO: Frank D'Ascensio, City Clerk  
City of Newark

FROM: Salvatore Perillo, Corporation Counsel  
City of Newark

RE: Resolution Authorizing Payment to Porterhouse  
Cleaning and Maintenance, Inc., for Services  
Rendered During the Month of November, 1979

DATE: December 7, 1979

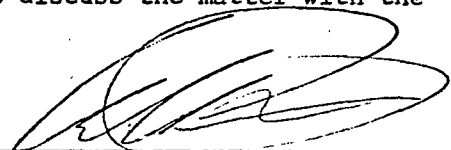
-----

The City of Newark has been Ordered by Judge Blake to pay Porterhouse Cleaning and Maintenance, Inc., for services rendered during the month of November, 1979. A copy of that Order is attached hereto.

December 11, 1979

Accordingly, we have prepared a resolution authorizing payment to Porterhouse. Porterhouse has submitted the appropriate invoices. At the present time, the Office of Real Property is engaged in the process of making certain deductions for services which Porterhouse failed to render and which were provided for in the proposed contract between the parties.

We will be available at the Council's meeting on Tuesday, December 11, 1979, to discuss the matter with the Council.

  
 SALVATORE PERILLO  
 Corporation Counsel

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT TO PORTERHOUSE CLEANING AND MAINTENANCE, INC. FOR SERVICES RENDERED DURING THE MONTH OF NOVEMBER, FOR MANAGEMENT, JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE OPERATIONS AT 605 BROAD STREET, 786 BROAD STREET, 11 HILL STREET AND 11-15 CLINTON STREET, IN ACCORDANCE WITH INVOICES SUBMITTED BY PORTERHOUSE CLEANING AND MAINTENANCE, INC., BY ORDER OF HONORABLE ARTHUR J. BLAKE, DATED DECEMBER 3, 1979, LESS ANY DEDUCTIONS TO WHICH CITY OF NEWARK IS ENTITLED IN ACCORDANCE WITH SPECIFICATIONS OF PROPOSED CONTRACT BETWEEN THE PARTIES; PAYMENT IS NOT TO BE CONSTRUED AS A WAIVER BY CITY OF NEWARK OF ANY RIGHTS IT MAY HAVE WITH REGARD TO LITIGATION BETWEEN THE PARTIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant.

Councilman Bottone said he has no choice but to vote for this resolution because it might result in contempt of court action if he does not vote for it. He said he is 100% against this resolution and believes that if a contract is let by any person in the City, it should go through the proper procedure. At the same time the person who did make this grave error should be brought to task for doing such a thing. He trusts the Law Department will immediately, after this comes to a decision in the courts, see to it that new bids go out for this particular contract so that the proper person can perform the service. He would hope that in the future all contracts will be scrutinized to a better degree and the Finance Department would not issue checks just on the word of any Department head or Director and that everything go through the proper process of a City

Council vote to see if it's proper or improper.

The motion to adopt the resolution was declared adopted by President Harris  
by the following votes:

Yes: Councilmen Bottone, Grant, James, Tucker, President Harris.

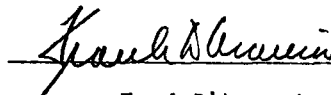
ADJOURNMENT.


12. A motion to adjourn this meeting was made by the Council of the Whole and  
adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Tucker, President Harris.

This meeting adjourned at 3:30 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Earl Harris  
President



Newark, New Jersey, December 19, 1979

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend J.J. Jackson, Israel Memorial Church.

The City Clerk announced due to the absence of President Harris, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Temporary President, was made by Councilman Martinez, seconded by Councilman Bottone.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Temporary President, was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani.

Not Voting: Councilman Grant.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Leonard Kowalewski, Sergeant-at-Arms.

Temporary President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 11, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

December 19, 1979

December 19, 1979

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD OCTOBER 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD OCTOBER 17, 1979.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD OCTOBER 17, 1979.

A motion that the Copy of Minutes be received was made by Temporary President Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD OCTOBER 24, 1979.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-e. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD OCTOBER 24, 1979.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.



December 19, 1979

4-f. The City Clerk presented COPY OF MINUTES OF BOARD OF SCHOOL ESTIMATE MEETING, HELD SEPTEMBER 5, 1979.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-g. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF OCTOBER, 1979.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-h. The City Clerk presented CETA QUARTERLY REPORT, FOR PERIOD ENDED SEPTEMBER 30, 1979, SUBMITTED BY DIRECTOR WHEELER, MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-i. The City Clerk represented RESEARCH REPORT #R-15, JUVENILE ARRESTS IN NEWARK, 1969-1977, REPORT DATE FEBRUARY, 1978, REVISED AUGUST 1978, SUBMITTED BY EXECUTIVE DIRECTOR ZALKIND, OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

4-j. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF NOVEMBER, 1979.

A motion to approve the Report of Contracts Awarded subject to receipt of resolutions for the following: Combined Automotive - Purchase and Installation of Clutches, \$35,000. was made by Councilman Carrino, seconded by Councilman Bottone and

December 19, 1979

adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 6TH STREET.

(North 6th Street, West side, beginning 144 feet north of the northerly  
curbline of Orange Street and extending 25 feet  
northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic  
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

A motion to consider Item 8-e on Ordinances for First Reading was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

6-F-b.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE POSITION AND SALARY RANGE FOR SENIOR BUDGET EXAMINER, CITY CLERK).

(Copy of ordinance submitted to each Member of the Council)

December 19, 1979

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 2, 1980.

A motion to consider Item 8-b on Ordinances for first reading was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

6-F-c.

The City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 24, TAXICABS, SECTIONS 24:1-1; 24:1-25(a)(1); AND 24:1-57(c) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED. (TAXICAB FARE RATES)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Tucker, seconded by Temporary President Grant.

Councilman Carrino said that several things have arisen since yesterday and he realizes the rate is the most important thing right now. He questioned if, with Councilman Tucker's permission, we could pass the rate and hold everything else up until the next time we discuss this item.

Councilman Tucker said he is very much concerned over one factor. He is Chairman of the Taxi Committee, has been meeting with individuals throughout this entire period of time. The last discussion they had on this matter they amended the ordinance. Now, at the last moment somebody walks in and requests that we modify our original position on it. He finds that incomprehensible. The second factor is we are talking about moving this so a public hearing can be held at the next meeting. This is not the final adoption but the fact remains it will give the public an opportunity to see what it is. It is not final approval. He would request that his colleagues support it and get it to public hearing.

Councilman Bottone said he can understand both views and the reasoning for

December 19, 1979

both sides and at the same time doesn't want the fare rates to be held up. Certainly he doesn't want to see some of the people that use the cabs put out of business. Some of them can't make a living, but at the same time he received some calls in reference to this matter and rather than amend it we do have a public hearing so he can along either way.

The motion to adopt the ordinance on first reading was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker,

Temporary President Grant.

No: Councilman Carrino.

Not Voting: Councilwoman Villani.

Temporary President Grant: The yeses are six, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 2, 1980.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND TITLE 5, SECTION 7, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (TO ESTABLISH CLOSING AND OPENING HOURS FOR DANCE HALLS)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 2, 1980.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING LEFT TURN PROHIBITIONS ON BROAD STREET AND RAYMOND BOULEVARD.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Broad Street and Raymond Boulevard.

and adding thereto:

North on Broad Street to west on Raymond Boulevard.

West on Raymond Boulevard to South on Broad Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1 AND 23:3-2 OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC FLOW REGULATIONS ON FULTON STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Fulton Street:

Eastbound, from Broad Street to McCarter Highway.

Section 2. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

1. West on Fulton Street to South on Broad Street.
2. North on McCarter Highway to West on Fulton Street. From 7 A. M. to 9:30 A. M. and from 4 P. M. to 6 P. M., Monday through Friday.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 19, 1979

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON FABYAN TERRACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at all Times of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Fabyan Terrace

Both sides, from Chancellor Avenue to Schley Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

December 19, 1979

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WILLOW STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

WILLOW STREET:

Westbound, from Washington Street to University Avenue.

Section 2. Any ordinance or parts inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on second reading and final passage.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR AN AMENDMENT TO AN ORDINANCE ADOPTED JUNE 20, 1979 CANCELLING CERTAIN APPROPRIATIONS PROVIDED FOR IN PREVIOUS BOND ORDINANCES ADOPTED BY THE CITY.



(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE APPROPRIATING \$20,266,500. FOR VARIOUS SCHOOL CAPITAL PROJECTS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$20,266,500.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to amend this ordinance to read as follows was made by Councilman James, seconded by Temporary President Grant.

BOND ORDINANCE APPROPRIATING \$9,001,500  
FOR SCHOOL CAPITAL PROJECTS NO. 5079 AND  
NO. 5979 IN AND BY THE CITY OF NEWARK,  
IN THE COUNTY OF ESSEX, NEW JERSEY AND  
AUTHORIZING THE ISSUANCE OF \$9,001,500  
QUALIFIED SCHOOL BONDS FOR FINANCING  
THE APPROPRIATION.

WHEREAS, the Board of Education of the City of Newark has determined by resolution that it is necessary to raise the aggregate amount of \$20,226,500 for various capital projects described therein and has delivered a statement to that effect to each member of the Board of School Estimate; and

December 19, 1979

WHEREAS, the Board of School Estimate has determined that \$20,226,500 is necessary for such projects and has certified this amount to the Board of Education and the Municipal Council; and

WHEREAS, the Municipal Council has determined by resolution to issue bonds to finance these projects and to make application to the Commissioner of Education to qualify these bonds; and

WHEREAS, the State Board of Education has determined by resolution that only certain projects described in the afore-said resolutions, being Capital Project No. 5079 and Capital Project No. 5979, are entitled to be financed at this time by the issuance of qualified bond in the aggregate amount of \$9,001,500, now, therefore

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of Title 18A, Education, of the New Jersey Statutes, the aggregate sum of \$9,001,500 is hereby appropriated by the City of Newark, New Jersey for the projects and in the amounts described below:

<u>Capital Project No.</u>	<u>Description</u>	<u>Amount</u>
5079	The reconstruction of roofs, walls and windows at 36 schools including Abington Avenue, Alexander Street, Ann Street, Arts High, Barringer High, Bergen Street, Boylan Street, Bragaw Avenue, Burnet Street, Camden Middle, Central High, Chancellor Avenue, Cleveland, Roberto Clemente, Clinton Place Jr., Dayton Street, Eighteenth Avenue, Fifteenth Avenue, First Avenue, Franklin, Hawkins Street, Hawthorne Avenue, Maple Avenue (Phase I), Miller Street (Phase I), Newton Street, Oliver Street, Peshine Avenue (Phase I), Ridge Street, Seventh Avenue, South 17th Street, Speedway Avenue, Sussex Avenue, Vailsburg High, Warren Street, Webster and West Kinney High Schools.	\$ 8,651,500

5979	Removal of Asbestos at Various Schools (Phase I)	<u>350,000</u>
	TOTAL:	\$ 9,001,500

Section 2. In order to finance the costs of the projects described in Section 1 of this ordinance, negotiable bonds are hereby authorized to be issued in the principal amount of \$9,001,500 pursuant to Chapter 24, Title 18A, Education, of the New Jersey Statutes.

Section 3. Each of the bonds authorized herein shall be designated "School Bond" and shall contain a recital that it is issued pursuant to Title 18A, Education, of the New Jersey Statutes and is entitled to the benefits of the provisions of the School Qualified Bond Act, P. L. 1976, c. 39 (N.J.S.A. 18A:24-85 et seq.). The bonds shall be coupon bonds registrable as to principal only or as to both principal and interest. The form, date, denominations and interest rate of the bonds shall be as hereafter determined by resolution of the Municipal Council. The bonds shall mature in accordance with the schedule approved by the Local Finance Board pursuant to N.J.S.A. 18A:24-89 or N.J.S.A. 18A:24-90, but in no event later than 30 years from their date of issuance.

Section 4. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds of the City pursuant to N.J.S.A. 18A:24-92, subject to such terms or conditions imposed thereunder by the Commissioner of Education. All temporary notes or loan bonds issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no temporary note or loan bond shall mature later than one year from its date. The temporary notes or loan bonds shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with temporary notes or loan bonds

issued pursuant to this ordinance, and the chief financial officer's signature on the temporary notes or loan bonds shall be conclusive evidence as to all such determinations. All temporary notes or loan bonds issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3. The chief financial officer is hereby authorized to sell part or all of the temporary notes or loan bonds from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the temporary notes or loan bonds pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the temporary notes or loan bonds sold, the price obtained and the name of the purchaser.

Section 5. Within 10 days after the issuance of the bonds or notes authorized hereunder, the chief financial officer of the City shall certify to the State Treasurer the name and address of the paying agent and the maturity schedule, interest rate and date of payment of debt service for the qualified bonds.

Section 6. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bonds. The bonds shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property

within the City for payment of the bonds and interest thereon without limitation of rate or amount.

Section 8. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by law; provided that the certification of the Commissioner of Education has been endorsed hereon pursuant to N.J.S.A. 18A:24-88(d) and provided that the consent of the Local Finance Board has been endorsed hereon pursuant to N.J.S.A. 18A:24-89(b).

The motion to adopt this ordinance in its amended form made by Councilman James, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

The City Clerk: This ordinance was originally introduced and passed upon first reading in a form authorizing the issuance of \$20,226,500. bonds for various school capital projects at a meeting of the Municipal Council of the City of Newark, in the County of Essex, New Jersey, held September 5, 1979. A certified copy of the ordinance as passed upon first reading in this form was submitted to the appropriate state authorities for approval to issue the bonds as qualified bonds. A public hearing was held on the ordinance in this form on September 19, 1979. The state authorities authorized the issuance of only \$9,001,500. bonds as qualified bonds for two of the capital projects, and the ordinance was amended at a meeting of the Municipal Council held December 19, 1979 in order to authorize only \$9,001,500. bonds for these two projects. The ordinance in its amended form will be considered for final passage at a meeting of the Municipal Council on December 28, 1979, at 10:00 o'clock A.M., and during the week prior to and up to and including the date of such meeting, copies of the amended ordinance will be made available at the Clerk's Office to the Members of the general public who shall request them.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEVERAL NEW SCHOOLS IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$14,501,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$14,501,000 SCHOOL BONDS ENTITLED TO THE BENEFITS OF THE ADDITIONAL STATE SCHOOL BUILDING AID ACT OF THE STATE OF NEW JERSEY TO FINANCE THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Councilman Carrino requested an explanation as to why the bond ordinance providing for the construction of new schools was the only one being returned.

Chief Accountant Fitzsimons replied that the State Board of Education would not approve the project at this time due to the fact they require additional information and schematics on new school construction. For this reason and the fact we cannot carry capital projects over to the annual debt statement, we must return said ordinance to Administration.

Councilman Carrino requested the City Clerk to submit a letter to the State Board of Education, that commitment was made to the Newark Board of Education over a year ago and provides for construction of 3 brand new elementary schools to alleviate overcrowded conditions in the North, Central and West Wards and he would like a letter explaining to them that we would like that passed as expeditiously as possible.

Councilman Tucker said the Chief Accountants' remarks should be put into the record because what we are dealing with right now, he assumes we are sending a communication to the State but inevitably the public may not be aware of it but will be aware of it later.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second

reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$18,205,000. THEREFOR, INCLUDING THE SUM OF \$1,700,000. FROM CAPITAL SURPLUS, AND AUTHORIZING THE ISSUANCE OF \$15,709,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,366,000. THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,366,000. BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Temporary President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by

the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST REPRESENTED BY CERTAIN LOST COUPONS TO THE RIGGS NATIONAL BANK OF WASHINGTON, D.C.; PURSUANT TO N.J.S. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-b. RESOLUTION GIVING CONSENT TO NEW COMMUNITY DOUGLAS HOMES CORPORATION FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT TO NEW COMMUNITY DOUGLAS HOMES ASSOCIATES OF THE FORMER'S HOUSING PROJECT ON A SITE DESCRIBED ON THE OFFICIAL TAX MAP AS 15-29 HILL STREET (BLOCK 93, LOTS 45, 50, 52 AND PART OF LOT 29); SUM OF \$1,000. TO BE PAID TO CITY OF NEWARK, DETERMINED BY CORPORATION COUNSEL TO BE A REASONABLE CHARGE FOR LEGAL SERVICES OF CITY'S LAW DEPARTMENT, RELATED TO REVIEW, PREPARATION AND/OR SUBMISSION OF PAPERS TO MUNICIPAL COUNCIL. (ORIGINAL RESOLUTION ADOPTED SEPTEMBER 11, 1978, 7-R-e)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. Steven B. Hoskins, Law Firm of McCarter & English, Reverend Linder, Mr. Matthew Riley, Development Administrator, New Community Douglas Homes Corporation and Mr. Joseph Chaneyfield, Vice President and Board Member of New Community Douglas Homes Corporation met with the Council December 4, 1979)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.



7-R-c.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, OTHER SALARIES AND WAGES, PUBLIC HEALTH NURSE, \$17,500. TO MISCELLANEOUS, YOUTH DEVELOPMENT CLINIC, \$17,500.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant.

In response to an inquiry from Councilman Tucker relating to the funding of the Youth Development Clinic in 1980, Chief Analyst Polster stated that he had a recent discussion with Budget Officer Banker relating to this matter and Mr. Banker stated that Mayor Gibson has requested the Board of Education to include a full year appropriation for the Youth Development Clinic in the Board's budget for 1980.

Councilman Tucker requested the City Clerk communicate with the President of the Board of Education and also the Superintendent of Schools requesting whether the total amount of appropriation amounting to \$35,000. for the Youth Development Clinic will be appropriated in the Board's budget. The point he is making is if match money is not provided, then the Youth Development Clinic in all probability, come April 1st, will close, that is the issue. The Board in the past has been reluctant to provide those funds. He thinks we should address the letter and request they communicate with us prior to our adopting the final budget before April 1st as to what they intend to do.

The motion to adopt the resolution was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, RESOURCE RECOVERY PROJECT, \$23,424.; ITEM AVAILABLE FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

December 19, 1979

7-R-e.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH  
MOTOROLA, INC., 85 HARRISTOWN ROAD, GLEN ROCK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR  
A ONE YEAR MAINTENANCE CONTRACT FOR ULTRA-HIGH FREQUENCY RADIO SYSTEM IN THE POLICE  
DEPARTMENT, FOR SUM OF \$35,416.80, FOR PERIOD JANUARY 1, 1980 THROUGH DECEMBER 31, 1980;  
TO BE PAID FROM 1980 BUDGET OF POLICE DEPARTMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-f.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH  
GI GI KENNEL, 900 PASSAIC AVENUE, EAST NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO  
PROVIDE ANIMAL SHELTER SERVICES, FOR AMOUNT NOT TO EXCEED \$42,000., \$3,500. ENCUMBERED  
IN 1979 BUDGET OF DIVISION OF INSPECTIONS, HEALTH AND WELFARE, FOR PERIOD DECEMBER 1,  
1979 TO DECEMBER 31, 1979; BALANCE TO BE ENCUMBERED CONTINGENT UPON AND SUBJECT TO  
APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone.

Councilman James said he believes for some nine years we have been avoiding the question of providing an animal shelter in the City of Newark. We are familiar with the situation involving former Councilman Lee Bernstein, the Evergreen situation which is now private. He believes we started with a \$25,000. annual contract. Councilman Bottone who has been working with him on the responsibility for the City to locate a facility in Newark and now we are looking at \$42,000. He would like to know in passing this, could we have a report whether this is an escalating cost and he thinks we should have another meeting with Director of Health and Welfare Morgan and Supervisor of Dog Control Dunn to understand that the largest City in the State of New Jersey cannot continue to exist without an animal shelter of its own. They can blackmail us, and pass any amount of contract each year. He thinks we should notice that we have moved from \$25,000. annually to \$42,000., it will probably be \$60,000., \$70,000. or \$80,000. He recalls when we talked about locating a shelter in the East Ward at that time we could build one for \$200,000. He thinks it is time we accept this responsibility.

Councilman Bottone said he had a conversation with Mr. Dunn today who is in charge of Dog Control in the City and he had called because they were going to terminate four of his employees but that has been rescinded. At the same time they had three new trucks on order in the budget that would leave him with no employees but three new trucks. He remembers going back when there was approximately a \$80,000. surplus in that agency and now they are in a deficit. He thinks the first opportunity we have we should meet with Director of Engineering Zach, who should have a plan put together. Director of Health and Welfare Morgan was told about this when he took office over a year ago that he had some time to plan to bring a shelter to the City. If it has to be under capital improvement, the City should maintain their own facility, that way. we don't have to go out on contract every year.

The motion to adopt the resolution and direct the City Clerk to invite Director of Engineering Zach, Director of Health and Welfare Morgan and Supervisor of Dog Control Dunn to meet with the Council at their special conference January 8, 1979 was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

No: Councilman James.

7-R-g.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH YOUTH DEVELOPMENT CLINIC OF NEWARK FOR PROVISION OF PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES FOR PERIOD JANUARY 1, 1979 TO APRIL 30, 1979, MAXIMUM AMOUNT TO BE PAID BY CITY UNDER AFORESAID CONTRACT IS \$17,500. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1)(a) AS A "PROFESSIONAL SERVICE")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

December 19, 1979

7-R-h. RESOLUTION AMENDING RESOLUTION 7-R-a, OCTOBER 17, 1979, CONTRACTS WITH VAILSBURG FOODTOWN, INC., ATLANTIC & PACIFIC FOOD STORES, INC., FER-PAR/S/M (C-TOWN), OLSHIN'S PHARMACY, INC., MAYFAIR SUPERMARKETS, INC. AND FOODTOWN SUPERMARKETS, INC., FOR PERIOD MAY 8, 1979 TO SEPTEMBER 30, 1979; BY EXTENDING TERMINATION DATE TO NOVEMBER 30, 1979 INSTEAD OF SEPTEMBER 30, 1979; MAXIMUM AMOUNT OF CONTRACT UNDER AFORESAID CONTRACT SHALL REMAIN AT \$1,368,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

No: Councilman Carrino.

7-R-i. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR FUNDS IN SUM OF \$64,340.92 IN ORDER TO IMPLEMENT FREE MEALS FOR NEWARK CHILDREN IN DAY CARE CENTERS; NO MATCH REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR FUNDS IN SUM OF \$533,146.87 IN ORDER TO IMPLEMENT FREE MEALS FOR NEWARK CHILDREN IN AN AFTER SCHOOL PROGRAM; NO MATCH REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-k.

RESOLUTION AMENDING RESOLUTION 7-R-e, MARCH 21, 1979, CONTRACT WITH JAROSLAW MYNDIUK, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 26, 1979 TO JUNE 30, 1979, BY AMENDING ARTICLE VII, INSURANCE, MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT SHALL REMAIN AT \$4,960.80.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-1.

RESOLUTION RATIFYING CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD JULY 1, 1979 TO DECEMBER 19, 1979; FURTHER AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR OF THE DEPARTMENT OF BUSINESS ADMINISTRATION/PLANNING AND GRANTSMANSHIP BA/PG TO ENTER INTO CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD DECEMBER 20, 1979 TO JUNE 30, 1980, WHEREBY TRI-STATE SHALL PAY THE SUM OF \$48,640. TO BA/PG FOR PURPOSE OF UNDERTAKING SUBREGIONAL COMPREHENSIVE TRANSPORTATION PLANNING; CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$12,160.; DOES NOT REQUIRE EXPENDITURES OF ANY PUBLIC FUNDS BY CITY OF NEWARK OTHER THAN IN-KIND SERVICES WHICH HAVE BEEN PREVIOUSLY AND PROPERLY BUDGETED; CARRY-OVER FUNDS WILL BE MADE AVAILABLE THROUGH SEPARATE SUPPLEMENTAL AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Director of Office of Planning and Grantsmanship Cherot requesting that he provide the Council with a comprehensive report relating to the planning activities indicated in said resolution covering the most recent year of activity was made by Temporary President Grant, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Not Voting: Councilman Carrino.

December 19, 1979

7-R-m.

RESOLUTION RATIFYING CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION  
FOR PERIOD OCTOBER 1, 1979 TO DECEMBER 19, 1979; FURTHER AUTHORIZING MAYOR AND  
BUSINESS ADMINISTRATOR OF THE DEPARTMENT OF BUSINESS ADMINISTRATION/OFFICE OF PLANNING  
AND GRANTSMANSHIP TO ENTER INTO CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION  
FOR PERIOD DECEMBER 20, 1979 TO DECEMBER 31, 1979; WHEREBY TRI-STATE SHALL PAY SUM OF  
\$5,600. FOR PURPOSE OF UNDERTAKING A SCOPE OF WORK FOR AIR QUALITY-TRANSPORTATION PLANNING  
DOES NOT REQUIRE A MATCH OR EXPENDITURES OF ANY PUBLIC FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Director of Office of Planning and Grantsmanship Cherot requesting that he provide the Council with a comprehensive report relating to the planning activities indicated in said resolution covering the most recent year of activity was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
 Temporary President Grant.

Not Voting: Councilman Carrino.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF  
\$4,954. PAYABLE TO JOHN TAUROSA AND THOMAS C. BROWN, ESQUIRE, HIS ATTORNEY, UPON RECEIPT  
BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY, FOR BACK PAY DURING THE PERIOD  
OF TIME BETWEEN THE LAST DATE HE WAS PAID BY POLICE DEPARTMENT AND EFFECTIVE DATE OF HIS  
RESIGNATION, AND FOR ATTORNEYS FEES FOR TRIAL HELD IN NEWARK POLICE DEPARTMENT CONCERNING  
THE DISCIPLINARY HEARING AND THE APPEAL TO THE DEPARTMENT OF CIVIL SERVICE; MR. TAUROSA  
WAS A POLICE OFFICER OF CITY OF NEWARK UNTIL AUGUST 21, 1978, WHEN HE WAS REMOVED FROM  
SERVICE AFTER A DEPARTMENTAL HEARING CONDUCTED BY POLICE DIRECTOR ON CHARGES BROUGHT  
AGAINST MR. TAUROSA, HEARING WAS SCHEDULED BY CIVIL SERVICE AND AGREEMENT WAS REACHED  
WHEREBY CHARGES AGAINST MR. TAUROSA WERE DISMISSED AND MR. TAUROSA VOLUNTARILY RESIGNED  
FROM HIS POSITION AS A POLICE OFFICER OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
 Temporary President Grant.

December 19, 1979

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK MADE PAYABLE TO MR. SIDNEY BARATZ IN AMOUNT OF \$100. FOR DAMAGES TO HIS VEHICLE WHICH WAS INVOLVED IN ACCIDENT WITH CITY OF NEWARK VEHICLE DRIVEN BY MR. PORTER HILL AT INTERSECTION OF FIRST AND DICKERSON STREETS. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT IN AMOUNT OF \$413.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO LILIA ESTEVES IN AMOUNT OF \$910. IN FULL AND TOTAL SETTLEMENT FOR DAMAGES TO MS. ESTEVES AUTOMOBILE WHICH WAS INVOLVED IN ACCIDENT WITH CITY OF NEWARK VEHICLE DRIVEN BY POLICE OFFICER WILFRED SIERRA AND ALSO VEHICLE OWNED BY BELLEVILLE CAB COMPANY AT VERONA AND PARKER STREETS. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER DAMAGES OF \$3,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-q.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF NEWARK VICTIM CENTER TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED PROPOSED BUDGET REVISION REQUEST; FUNDS NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUESTS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-r.

RESOLUTION AUTHORIZING THE PUBLIC ADVERTISEMENT FOR LEASE OF  $\pm$  .86 ACRES OF LAND, PORTIONS OF BLOCK 41, LOT 7 AND 18A IN HARDYSTON TOWNSHIP FOR A PERIOD OF FIVE YEARS AT A MINIMUM ANNUAL RENTAL OF \$3,000. PLUS TAXES, AND SETTING DECEMBER 31, 1979 FOR ACCEPTANCE OF BIDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-s.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR LEASING AT PUBLIC AUCTION APPROXIMATELY 250 SQUARE FEET OF COMMERCIAL FLOOR SPACE OF CITY-OWNED PROPERTY LOCATED AT 192 SPRINGFIELD AVENUE, BLOCK 236, LOT 39, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR AT A MINIMAL RENTAL OF ONE THOUSAND SIX HUNDRED TWENTY DOLLARS (\$1,620.); PURSUANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-t.

RESOLUTION AUTHORIZING TAX ASSESSOR TO CANCEL OUTSTANDING TAXES LEVIED AGAINST ALPHONSE CICALESSE, OWNER OF PREMISES 617-637 AVENUE P, BLOCK 5050, LOT 38, FOR YEAR 1979 IN AMOUNT OF \$2,867.48; ASSESSED IN ERROR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.



December 19, 1979

7-R-u.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE SUM OF \$256.20 TO BENJAMIN KAMINSKY, OWNER OF PREMISES 37-39 FRELINGHUYSEN AVENUE , BLOCK 2804, LOT 23, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEARS 1978 AND 1979; PURSUANT TO ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-v.        RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE SUM OF \$2,481.24 TO AIR REDUCTION CO., OWNER OF PREMISES 29 MC CLELLAN STREET, BLOCK 3773, LOT 25, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEAR 1978; PURSUANT TO ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-w.        RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO PARTIAL "CONSENT ORDER TO VACATE", WITH EACH PREVIOUS OWNER INDICATED ON ANNEXED LIST FOR AMOUNT SHOWN THEREON; TOTAL ARREARAGE SUM DUE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON THE DATE OF REDEMPTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DRAFT CHECKS IN AMOUNTS SET FORTH ON ATTACHED EXHIBIT "A" TO INDIVIDUALS LISTED THEREIN. (TO RETURN DEPOSITS PAID TO CITY OF NEWARK FOR PURCHASE OF CITY-OWNED PROPERTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-y.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO BRENDA HICKS, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF CODE ENFORCEMENT, FOR PERIOD BEGINNING NOVEMBER 11, 1979 AND ENDING MAY 11, 1980. (CONTINUE WORKING IN MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN MAY 11, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-z.

RESOLUTION DESIGNATING STOP INTERSECTIONS ON BALLANTINE PARKWAY AND RIDGE STREET, INSTALLING STOP SIGNS ON RIDGE STREET; BROAD STREET AND HARVEY STREET, INSTALLING STOP SIGNS ON HARVEY STREET; HILL STREET AND HALSEY STREET; INSTALLING STOP SIGNS ON HALSEY STREET; PURSUANT TO SECTION 29:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST REPRESENTED BY CERTAIN LOST COUPON TO THE FIRST NATIONAL STATE BANK OF ATLANTA FOR THE CITIZENS UNION BANK OF GREENSBORO, GEORGIA; PURSUANT TO N.J.S.A. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilman Carrino.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST

REPRESENTED BY CERTAIN LOST COUPONS TO THE MORGAN GUARANTY TRUST COMPANY OF NEW YORK;  
PURSUANT TO N.J.S.A.40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilman Carrino.

7-R-bc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, INTERGOVERNMENTAL PERSONNEL ACT PROGRAM, GRANT #79-NJ-09, \$20,000.; ITEM  
AVAILABLE FROM UNITED STATES CIVIL SERVICE COMMISSION - IPA 1970.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Personnel Director Veltri requesting that she provide the Council with a comprehensive report relating to the personnel training activities indicated in the above resolution covering the most recent year of activity was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-bd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, WOMEN, INFANTS AND CHILDREN SUPPLEMENTAL FOOD PROGRAM (CONTRACT #80-204),  
\$130,615.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Director of Health and Welfare Morgan requesting him to provide the Council with a comprehensive report relating to the Women, Infants and Children Supplemental Food Program covering the most recent year of activity was made by Temporary President Grant, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-be.

RESOLUTION AUTHORIZING TAX ASSESSOR TO CANCEL OUTSTANDING TAXES AGAINST BOARD OF TRUSTEES OF SCHOOLS FOR INDUSTRIAL EDUCATION (NEW JERSEY INSTITUTE OF TECHNOLOGY) OWNER OF PREMISES 93-101 BLEEKER STREET, BLOCK 39, LOT 53, 41 BURNETT STREET, BLOCK 43, LOT 30, 93-97 JAMES STREET, BLOCK 43, LOT 38, 176 CENTRAL AVENUE, BLOCK 384, LOT 20, 177 BLEEKER STREET, BLOCK 397, LOT 1, 179 BLEEKER STREET, BLOCK 397, LOT 2, TOTALLING \$34,147.47; ASSESSED IN ERROR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Johnson.

Councilman Carrino requested the City Clerk to have this item placed on the agenda of the special conference. He doesn't believe these properties are being used exclusively for schools and he can't understand why properties not being used exclusively for schools, should be tax exempt. He would like Council to sit down and talk with people concerned to see what the State Law is as far as responsibility with respect to taxes.

The motion to adopt the resolution was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bf.

RESOLUTION DESIGNATING THE FOLLOWING STREETS AS THROUGH STREETS AND INSTALLING STOP SIGNS ON NEAR RIGHT SIDE OF EACH STREET INTERSECTING THROUGH STREET: FLEMING AVENUE BETWEEN MARKET STREET AND FERRY STREET; MAPLE AVENUE, BETWEEN CHANCELLOR AVENUE AND LYONS AVENUE; MUHAMMAD ALI AVENUE, BETWEEN BERGEN STREET AND IRVINE TURNER BOULEVARD; BETWEEN IRVINE TURNER BOULEVARD AND HIGH STREET; PARKVIEW TERRACE, BETWEEN CHANCELLOR

AVENUE AND LYONS AVENUE, PENNSYLVANIA AVENUE, BETWEEN POINIER STREET AND LINCOLN PARK;  
RENNER AVENUE, BETWEEN ELIZABETH AVENUE AND BERGEN STREET, BETWEEN OSBORNE TERRACE AND  
CLINTON PLACE; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF REVISED STATUTES OF STATE OF  
NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bg. RESOLUTION DESIGNATING STOP INTERSECTIONS AND INSTALLING STOP SIGNS FOR 63  
STREETS, AVENUES OR PLACES, PER ATTACHED RESOLUTION, AND DESIGNATING HOBSON STREET AND  
DEWEY STREET, YIELD INTERSECTION AND INSTALLING YIELD SIGNS ON HOBSON STREET; PURSUANT  
TO N.J.S.A. 39:4-140 OF TITLE 39 OF REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bh. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING,  
DIVISION OF WATER SUPPLY/SEWERS/SEWERS, OTHER SALARIES AND WAGES, LABORER, \$3,000.,  
DIVISION OF SANITATION, OTHER SALARIES AND WAGES, ASSISTANT SANITATION SUPERINTENDENT,  
\$1,000., TRUCK DRIVER, \$1,266., LABORER, R.C., \$1,178., TOTALLING \$3,444., DIVISION OF  
TRAFFIC AND SIGNALS, OTHER SALARIES AND WAGES, TRAFFIC SIGNAL REPAIRMAN, \$8,235.50.,  
TOTALLING \$14,679.50 TO DIVISION OF WATER/SEWERS/SEWERS, MISCELLANEOUS, JOINT MEETING  
MAINTENANCE, \$14,679.50; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

December 19, 1979

7-R-bi.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND  
PARKS, DIRECTOR'S OFFICE, CHANGE OF RATE, \$500. TO OVERTIME, \$500., PURSUANT TO N.J.S.A.  
40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bj.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION  
OF REVENUE COLLECTIONS, OTHER SALARIES AND WAGES, COLLECTION REPRESENTATIVE, \$4,500.,  
CASHIER, \$2,000., TOTALLING \$6,500. TO SERVICES BY CONTRACT OR AGREEMENT, \$6,500.;  
PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bk.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION  
OF ACCOUNTS AND CONTROLS, OTHER AND WAGES, CHIEF ACCOUNTANT, \$19,000. TO OVERTIME  
\$1,500., SERVICE BY CONTRACT OR AGREEMENT, 7122-\$1,500., 7182-\$2,500., TOTALLING \$4,000.,  
MATERIALS AND SUPPLIES, 7211-\$3,000., 7262-\$500., TOTALLING \$3,500., EQUIPMENT, \$10,000.,  
TOTALLING \$19,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

December 19, 1979

7-R-bl.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$644. TO DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, OTHER SALARIES AND WAGES, SUPV. OF VITAL STATISTICS, \$644.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bm.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, SERVICES BY CONTRACT OR AGREEMENT, 7124-\$2,000., 7146-\$8,000., TOTALLING \$10,000. TO MATERIALS AND SUPPLIES, 7211-\$1,000., 7272-\$1,000., TOTALLING \$2,000. EQUIPMENT, \$8,000., TOTALLING \$10,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bn.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$5,975., TO WATER UTILITY, WATER SUPPLY, OTHER SALARIES AND WAGES, PAINTER, \$743., PLUMBER, \$4,301., PLUMBER FOREMAN, HELPER, \$931., TOTALLING \$5,975.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bo.      RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, SALARY INCREASE, \$96,027. TO WATER UTILITY, WATER SUPPLY, OTHER SALARIES AND WAGES,

December 19, 1979

TOTALLING \$96,027.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AMENDED MEMORANDUM OF AGREEMENT BETWEEN CITY OF NEWARK AND UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, TO EFFECT ASSIGNMENT OF TWO PHYSICIANS FROM NATIONAL HEALTH SERVICES CORPS TO CITY OF NEWARK TO PROVIDE DIRECT HEALTH SERVICES AT NORTH NEWARK COMMUNITY HEALTH CENTER, 741 BROADWAY, FOR PERIOD APRIL 1, 1978 TO MARCH 31, 1980, BY DELETING APPENDIX III, PAGES 16 AND 17 OF AFORESAID MEMORANDUM IN ITS ENTIRETY AND SUBSTITUTING APPENDIX III; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK. (RESOLUTION 7-R-di, FEBRUARY 7, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AMENDED MEMORANDUM OF AGREEMENT BETWEEN CITY OF NEWARK AND UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, REGION II, TO EFFECT ASSIGNMENT OF TWO PHYSICIANS FROM THE NATIONAL HEALTH SERVICES CORPS TO CITY OF NEWARK TO PROVIDE DIRECT HEALTH SERVICES AT DAYTON COMMUNITY HEALTH CENTER, 101 LUDLOW STREET, FOR PERIOD JULY 1, 1978 TO JUNE 30, 1980, BY DELETING APPENDIX III, PAGES 16 AND 17 OF SAID MEMORANDUM IN ITS ENTIRETY AND SUBSTITUTING APPENDIX III; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK. (RESOLUTION 7-R-dk, FEBRUARY 7, 1979)

(Copy of resolution and correspondence submitted to each Member of the Council)



A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-br.

RESOLUTION APPROVING DETERMINATION OF CENTRAL PLANNING BOARD THAT CITY BLOCK 144 EAST, SPECIFICALLY DESCRIBED IN REPORT OF FINDINGS OF CENTRAL PLANNING BOARD, PURSUANT TO RESOLUTION 7-R-bn, OCTOBER 17, 1979, IS A BLIGHTED AREA AS DEFINED IN CHAPTER 187 OF THE LAWS OF 1949 OF NEW JERSEY (N.J.S.A. 40:55-21 ET SEQ.), AS AMENDED. (BOUNDED BY RAYMOND BOULEVARD ON THE NORTH, MULBERRY STREET ON THE EAST, COMMERCE STREET ON THE SOUTH, AND COMMERCE COURT ON THE WEST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

No: Councilman Carrino.

7-R-bs.

RESOLUTION RATIFYING CONTRACT WITH OLYMPIC TRAILS BUS COMPANY FOR PERIOD JUNE 1, 1979 TO DECEMBER 19, 1979; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACT WITH OLYMPIC TRAILS BUS COMPANY, ONLY RESPONSIBLE BIDDER, FOR PROVISION OF TRANSPORTATION SERVICES FOR SENIOR CITIZENS, FOR PERIOD DECEMBER 20, 1979 TO MAY 31, 1980; MAXIMUM AMOUNT OF AFORESAID CONTRACT IS \$30,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-4)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to invite Director of Health and Welfare Morgan and Director of Office of Elderly Affairs Orlando to meet with the Council at their special conference January 8, 1980 was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

December 19, 1979

7-R-bt.

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL CALLING ON THE CITIZENS OF NEWARK AND SURROUNDING COMMUNITIES TO DEMONSTRATE THE UNITY AND SOLIDARITY OF THE AMERICAN PEOPLE WITH REGARD TO THE AMERICANS BEING HELD HOSTAGE IN IRAN.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bu.

RESOLUTION RECOGNIZING NEWARK, NEW ZEALAND, AND CONVEYING TO THE OFFICIALS AND ALL RESIDENTS OF THAT COMMUNITY THE BEST WISHES, WARM GREETINGS AND PROFOUND RESPECT FROM THE MAYOR, THE MUNICIPAL COUNCIL AND THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bv.

RESOLUTION RECOGNIZING THE CITY OF NEWARK, CALIFORNIA, AND CONVEYING TO THE MUNICIPAL OFFICIALS AND ALL RESIDENTS OF THAT CITY THE BEST WISHES, WARM GREETINGS AND PROFOUND RESPECT FROM THE MAYOR, THE MUNICIPAL COUNCIL AND THE CITIZENS OF NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bw.

RESOLUTION RECOGNIZING NEWARK, AUSTRALIA, AND CONVEYING TO THE OFFICIALS AND ALL RESIDENTS OF THAT COMMUNITY THE BEST WISHES, WARM GREETINGS AND PROFOUND RESPECT FROM THE MAYOR, THE MUNICIPAL COUNCIL AND THE CITIZENS OF NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following

December 19, 1979

votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Councilman Bottone on behalf of the Members of the Municipal Council extended  
to all citizens of Newark best wishes for a Merry Christmas and a Happy New Year.

7-R-bx.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF  
SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A", AFTER  
RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant,  
seconded by Councilman James and declared adopted by Temporary President Grant by the  
following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-by.

RESOLUTION AUTHORIZING TAX ASSESSOR TO CANCEL TAXES FOR YEARS 1977, INCLUDING  
INTEREST, PENALTIES, AND COSTS, IN AMOUNT OF \$39,069.85, ASSESSED TO COMMUNITY INFORMA-  
TION REFERRAL SERVICE, INC. OWNER OF PREMISES 370-386 ORANGE STREET, BLOCK 1882, LOT  
37, A NON-PROFIT CORPORATION INCORPORATED, PURSUANT TO PROVISIONS OF TITLE 15 OF  
REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Tucker.

Councilman James said he would like to indicate for the record that it has  
been brought to Councils' attention that during the pre-meeting conference, the property  
in question was donated to the present owner, he believes it to be Mr. Thomas  
Carmichael, Executive Director of Community Information Referral Service, Inc. He  
would also like to state for the record that our Tax Assessor, Mr. Joseph Frisina  
indicated to the Newark Municipal Council that this group had not exercised all their  
rights in making a correct appeal for non-exempt status, thereby, affording them the  
right of not having to pay the City of Newark taxes. He would also like the record to  
point out that the amount of money in question was not decided by the Essex County Tax  
Board but is an amount due the City of Newark for property which was privately owned for  
a period of time, he believes 1976 through 1977, prior to the organization being granted  
tax exempt status. He would also like for the record to indicate that they have been

December 19, 1979

advised by Counsel for this group that a sale is imminent. Therefore, we have the spectacle before us that a building which was given to an individual without cost to the City, for which the City is supposed to collect taxes, we are being asked to waive the taxes, \$39,000. due the City and this building will be sold for profit and individuals will make a substantial profit and the only losers in the situation will be the City of Newark who by action of this Council tonight will fail to collect taxes due on the property. He wants to make it clear that as Councilman of the South Ward which is one of the most highly populated residential wards in the City of Newark, they believe that paying taxes is a fundamental obligation under our democratic system of government and they believe it is as fundamental as motherhood and apple pie. They do not feel that any individual or group should be excused the right of paying taxes clearly when this Council has been apprised that a building is going to be sold for profit. He wants to remind everyone that he is going to vote his conscience but he will monitor this issue if it is successfully passed tonight. In any event that this property is sold for profit, he will be the first to bring it to the attention of the Essex County Prosecutor's Office and he can recall this Councilman stood alone on 707 Broad Street (2 Cedar Street), and the Councilman from the South Ward was proven right. He can recall when the Councilman from the South Ward stood alone on the question of the Holiday Inn being granted a blight declaration and the Councilman was proven right. He can recall when the Councilman from the South Ward stood alone when they tried to make blighted Newark International Airport land and this Councilman stood alone and was proven correct. He wants to be mindful tonight that paying taxes is a fundamental right under the constitution and no individual or group should receive preferential treatment.

Temporary President Grant said for the record, if his memory serves him correctly, at the pre-meeting conference when the question was posed to the Counsel for the Community Information Referral Services, Inc. as to whether or not the building is for sale or whether or not they have a buyer, he thinks the record will bear out that the Counsel for Community Information Referral Services, Inc. answered in this fashion, "we have been approached, we have had an offer but have not accepted the offer." Whether that constitutes a bonafide sale or not, it does not say so and if he understands the English language, it did not say there was a sale imminent. However, each of us is certainly entitled to his or her opinion on this matter.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Johnson, Tucker, Temporary President Grant.

No: Councilmen Bottone, Carrino, James, Martinez, Villani.

A motion to reject the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Villani.

No: Councilmen Johnson, Tucker, Temporary President Grant.

7-R-bz.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK MANPOWER SKILLS CENTER, TO PROVIDE A VOCATIONAL EDUCATION FOR ECONOMICALLY DISADVANTAGED YOUTH AND NEIGHBORHOOD REVITALIZATION IN AMOUNT NOT TO EXCEED \$61,600., FOR PERIOD JANUARY 1, 1980 THROUGH JUNE 30, 1980; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (a) BECAUSE THIS IS AN AGENCY OF THE STATE OF NEW JERSEY UNDER DEPARTMENT OF EDUCATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani.

Councilman Carrino said he would like to make an observation that this group which is located in the Broadway - Broad Street area of the North Ward has taken up a Herculean task over the next several years to revitalize that area with new housing, new jobs and new community interests and some of them are here tonight and would like them to stand up and give them a word of encouragement.

The motion to adopt the resolution was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ca.

RESOLUTION AMENDING RESOLUTION 7-R-k, NOVEMBER 20, 1979, CONTRACT WITH BCF ENTERPRISES, INC., FOR PERIOD FEBRUARY 11, 1980 THROUGH SEPTEMBER 19, 1980, TO PROVIDE A WORD PROCESSING TRAINING PROGRAM FOR 35 PARTICIPANTS, FOR AMOUNT NOT TO EXCEED \$35,000. BY CHANGING PERIOD OF CONTRACT TO BEGIN JANUARY 7, 1980, INSTEAD OF FEBRUARY 11, 1980 AND CHANGING TERMINATION DATE TO AUGUST 15, 1980, INSTEAD OF SEPTEMBER 19, 1980; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

December 19, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-cb.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION FOR A RECOVERY ACTION GRANT WITH SECRETARY OF DEPARTMENT OF INTERIOR; CITY OF NEWARK WILL MEET ITS FIFTY PERCENT (50%) SHARE OF TOTAL PROJECT COST \$100,242.88, FOR PLANNING PURPOSES, BY AN IN-KIND MATCH OF \$50,242.88. (PLANNING AND DEVELOPMENT OF RECREATIONAL OPPORTUNITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-cc.

RESOLUTION RATIFYING CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR PERIOD OCTOBER 1, 1979 TO DECEMBER 19, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR PERIOD DECEMBER 20, 1979 TO SEPTEMBER 30, 1980, FOR OPERATION OF A WORK EXPERIENCE PROGRAM, FOR AMOUNT NOT TO EXCEED \$172,849.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-cd.

RESOLUTION RATIFYING CONTRACT WITH EMANUEL SENIOR CITIZENS DAY CARE CENTER, INC. FOR PERIOD OCTOBER 9, 1979 TO DECEMBER 19, 1979; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH EMANUEL SENIOR CITIZENS DAY CARE CENTER FOR PERIOD DECEMBER 20, 1979 TO SEPTEMBER 30, 1980, FOR AMOUNT NOT TO EXCEED \$115,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (PURSUANT TO N.J.S.A. 40A:11-5 (3) NEGOTIATIONS

December 19, 1979

WERE DETERMINED THAT SAID CONTRACT RECOMMENDED HEREIN CONTAINS THE SAME CONDITIONS RESTRICTIONS AND SPECIFICATIONS SET FORTH IN THE CONTRACT WHICH WAS THE SUBJECT OF COMPETITIVE BIDDING)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary Grant.

7-R-ce.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY WHO WILL AUDIT 28 PROGRAMS, PER ATTACHED RESOLUTION, FOR AMOUNT NOT TO EXCEED \$11,075., TO BE PAID FROM MAYOR'S POLICY AND DEVELOPMENT OFFICE; UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND MUNICIPAL COUNCIL REQUIRE AN AUDIT BY A CERTIFIED PUBLIC ACCOUNTANT OF PROGRAMS FUNDED (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Councilman Tucker desired the record to indicate that neither he nor any member of his family is connected with this firm.

7-R-cf.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN AMOUNT OF \$108,608.19 FROM TRUST FUND - DEPOSIT ON BIDS, CITY-OWNED PROPERTY TO CURRENT FUND - CITY-OWNED AND FORECLOSED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilman Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,

Temporary President Grant.

7-R-cg.            RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FIRE, DIRECTOR'S OFFICE, SALARIES AND WAGES, OVERTIME \$70,150. TO OTHER EXPENSES, EQUIPMENT, VEHICLES, \$70,150.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ch.            RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF CITY CLERK AND MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, SERVICE BY CONTRACT OR AGREEMENT, CONFERENCE AND RELATED TRAVEL AND MEALS OUTSIDE THE CITY, \$800. TO OFFICE OF CITY CLERK, SERVICE BY CONTRACT OR AGREEMENT, LOCAL CONFERENCES, TRAVEL AND MEALS, \$800.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ci.            RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF GENERAL SERVICES DIVISION OF PUBLIC BUILDING, OTHER SALARIES AND WAGES, BUILDING MAINTENANCE WORKER, \$25,000. TO OVERTIME, \$25,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

Not Voting: Councilman Bottone.



December 19, 1979

7-R-cj.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACTS WITH 29 CONTRACTORS, PER ATTACHED RESOLUTION, FOR SNOW PLOWING AND SNOW CARTING IN THE CITY OF NEWARK; EXPENDITURES SHALL NOT EXCEED \$300,000.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT (SAID CONTRACTS WERE NEGOTIATED PURSUANT TO N.J.S.A. 40A:11-5 (3) (b)). (FUNDS PROVIDED FOR BY FUND 11, DEPARTMENT 11, AGENCY 05, ACCOUNT 171)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez.

Councilman Tucker questioned where is the money coming from and City Clerk D'Ascensio replied the money is in the budget.

Councilman Bottone said he is going to abstain on all these and the reason for this particular one, here it is the first snow fall, December 19th. Suppose we had one December 1st, we wouldn't have had a contract, we wouldn't have a plow out there. For the future it should be done prior to this date.

Councilman Martinez said he agreed with Councilman Bottone that we are not going to get answers from Administration and all we have to vote on is this but he felt some sort of communication should be made by this Body indicating exactly what Councilman Bottone pointed out.

Councilman Tucker concurred with his colleague but stated his concern was what happened last year. We have contractors in Newark and would like to make sure that Director Zach submits a report to indicate that he has contacted every single contractor in Newark because he remembers some of the contractors in Newark who have equipment have never been contacted by Director Zach last year and it should be made clear to Director Zach that he should look for Newark contractors first and if not available, then utilize contractors outside the City.

Councilman Bottone remarked that when we contract earlier we receive a much better price. He felt this should be done in September.

Councilman James said he concurs with all remarks stated heretofore but thinks we should be mindful that once we made a decision to contract sanitation out with Pet-Am, the City of Newark will be facing increasing need for contractual obligation due to the loss of regular purchase of equipment. Three years from now we won't even own a garbage truck and any emergency will be at the mercy of contracts unless we hope there will be few snow falls this winter but he is of the opinion now that if in the event we had snow earlier, due to the utilization of personnel last year they would have

December 19, 1979

gone out with an emergency resolution. He hopes that there are local people interested in doing the work. Heretofore, the track record has been that individuals locally do not have the necessary equipment so that you might see loaders here from Wayne, South Jersey, etc. There has been an absence of local people with the necessary equipment to provide this service.

Councilman Tucker said there are Newark contractors available. What happened last year is that Director Zach did not contract them. For the record he thinks another factor should be mentioned. When they hired the out-of-town contractors, what happened they hired the KAG and the KAG had the responsibility of telling them what streets to do. He thinks as a matter of course that maybe we should make sure that Director Zach understands, that former Business Administrator Buck gave us a commitment that KAG would not be hired again but what he is concerned with now we have the President of the KAG, HDA. He thinks what we should do is make sure that he is aware by sending him a copy of the communication, the Council minutes where that was discussed.

Councilman Tucker requested the City Clerk to forward a communication to the Business Administrator in regard to hiring out-of-town contractors and also hiring of Kenneth A. Gibson Association during the last snow storm. Those minutes should be sent to the Business Administrator so that we are not faced with another emergency appropriation where the Director of the Taxi Division gets paid all kinds of overtime to show someone where the streets are in Newark. What he is concerned with is that they do not hire KAG and they look for Newark contractors.

The motion to adopt the resolution was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilman Bottone.

7-R-ck.      RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, JUVENILE JUSTICE AND DELINQUENCY PREVENTION PROJECT, THIRD YEAR, PROJECT #3605, SUB-GRANT #J-AA:6-79, \$4,377.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (SUM OF \$4,377. REPRESENTING THE AMOUNT REQUIRED FOR THE MUNICIPALITIES SHARE OF AFOREMENTIONED UNDERTAKING WILL BE PROVIDED FROM 1979 MUNICIPAL OPERATING BUDGET, SHEET 15-46, UNDER CAPTION "NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

December 19, 1979

Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-R-cl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSED, SAFE AND CLEAN NEIGHBORHOODS PROGRAM, 7TH YEAR, FY-80, \$500,000.; ITEM  
AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Carrino and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilman Bottone.

7-R-cm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE  
INSERTION IN 1979 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED  
PURPOSES, CRIMINAL JUSTICE PLANNING GRANT, \$6,819.; ITEM AVAILABLE FROM STATE OF NEW  
JERSEY LAW ENFORCEMENT PLANNING AGENCY. (SUM OF \$359. REPRESENTING THE AMOUNT REQUIRED  
FOR THE MUNICIPALITIES SHARE OF AFOREMENTIONED UNDERTAKING WILL BE PROVIDED BY CITY OF  
NEWARK'S MATCH TO NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING AND SAID FUNDS APPROPRIATED  
WITHIN UNCLASSIFIED OPERATIONS SECTION OF 1979 OPERATING BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman Martinez and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilman Bottone.

7-R-cn.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT FROM UNITED STATES OFFICE OF PERSONNEL  
MANAGEMENT FOR PERIOD MARCH 1, 1979 TO DECEMBER 19, 1979; FURTHER AUTHORIZING MAYOR OR  
BUSINESS ADMINISTRATOR TO ACCEPT FUNDS FROM UNITED STATES OFFICE OF PERSONNEL MANAGEMENT  
TO CONTINUE DEVELOPMENT OF ITS PERSONNEL SYSTEM PROGRAMS UNDER INTERGOVERNMENTAL  
PERSONNEL ACT FOR PERIOD DECEMBER 20, 1979 TO FEBRUARY 29, 1980; UNITED STATES OFFICE OF

December 19, 1979

PERSONNEL MANAGEMENT HAS PAID SUM OF \$20,000. TO CITY OF NEWARK BY PAYMENT OF \$10,000. ON MAY 10, 1979; \$5,000. ON AUGUST 10, 1979 AND \$5,000. ON DECEMBER 10, 1979: CASH CONTRIBUTION WILL BE \$5,820. FROM PERSONNEL DIVISION'S 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilman Bottone.

7-R-co.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE, \$250,870. TO DEPARTMENT OF RECREATION AND PARKS, OTHER SALARIES AND WAGES, TALLING \$1,042.; DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS, OTHER SALARIES AND WAGES, TALLING \$14,437.; DIVISION OF PUBLIC BUILDINGS, OTHER SALARIES AND WAGES, TALLING \$16,348.; DIVISION OF PARKS AND GROUNDS, OTHER SALARIES AND WAGES, TALLING \$18,458.; DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION OTHER SALARIES AND WAGES, TALLING \$179,493.; DIVISION OF STREETS AND SIDEWALKS, OTHER SALARIES AND WAGES, TALLING \$2,545.; DIVISION OF SEWERS, OTHER SALARIES AND WAGES, TALLING \$17,485.; DIVISION OF TRAFFIC AND SIGNALS, SR. MAINTENANCE REPAIRMAN, \$552., POLICE DEPARTMENT \$510.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilmen Bottone, Johnson.

7-R-cp.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE, \$64,174 TO DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS, OTHER SALARIES AND WAGES, TALLING \$45,597.; DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, TALLING \$1,899.; DIVISION OF STREETS AND SIDEWALKS, OTHER SALARIES AND WAGES, TALLING \$3,307.; DIVISION OF TRAFFIC AND SIGNALS, OTHER SALARIES AND WAGES, TALLING \$13,371.; PURSUANT

TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilmen Bottone, Johnson.

7-R-cq.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION OF TREASURY, SERVICE BY CONTRACT OR AGREEMENT, \$4,000. TO EQUIPMENT, \$4,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilmen Bottone, Johnson.

7-R-cr.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, SALARIES AND WAGES, BUSINESS ADMINISTRATOR, \$400. TO ASSISTANT BUSINESS ADMINISTRATOR, \$400.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilmen Bottone, Johnson.

7-R-cs.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDING, OTHER SALARIES AND WAGES, BUILDING MAINTENANCE WORKER, \$2,548. TO UNCLASSIFIED PURPOSES, OTHER EXPENSES, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING, \$359. AND JUVENILE JUSTICE DELINQUENCY PROGRAM, \$2,189.; PURSUANT TO N.J.S.A. 40A:4-58.

December 19, 1979

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilmen Bottone, Johnson.

7-R-ct.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH STATE OF NEW JERSEY, DEPARTMENT OF LABOR AND INDUSTRY, IN AMOUNT OF \$791,271., STATE OF NEW JERSEY, DEPARTMENT OF LABOR AND INDUSTRY WILL ACT AS EMPLOYING AGENCY FOR PUBLIC SERVICE EMPLOYMENT PARTICIPANTS ASSIGNED TO STATE AGENCIES; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (2) BECAUSE THIS IS AN AGENCY OF THE STATE OF NEW JERSEY, NAMELY DEPARTMENT OF LABOR AND INDUSTRY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

Not Voting: Councilmen Bottone, Carrino.

MOTIONS.

7-M-a.

A MOTION COMMENDING THE NEWARK BOARD OF EDUCATION FOR ITS DILIGENCE IN THE DEMOLITION OF 493 FERRY STREET AND THE CONSTRUCTION OF A BUILDING ADDITION TO THE HAWKINS STREET SCHOOL; FURTHER REQUESTING FROM THE BOARD OF EDUCATION AT ITS EARLIEST CONVENIENCE A TIME TABLE FOR THE DEMOLITION OF 505 FERRY STREET, was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
President Harris.

7-M-b.            A MOTION EXPRESSING ITS DISSATISFACTION WITH REGARD TO THE NEWARK POLICE INVESTIGATION CONCERNING A COMPLAINT LODGED BY MRS. DOROTHY COOLIDGE; FURTHER, REQUESTING POLICE DIRECTOR HUBERT WILLIAMS TO ASSURE THAT INVESTIGATIONS OF THIS TYPE ARE HANDLED WITH A GREATER AMOUNT OF PROFESSIONALISM IN THE FUTURE, was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-M-c.            A MOTION DIRECTING THE CITY CLERK TO REQUEST THE BUSINESS ADMINISTRATOR TO ADVISE THE DIRECTOR OF COMMUNITY ORGANIZATION TO FIRST CONSULT WITH THE APPROPRIATE WARD COUNCILMAN FOR ANY RECOMMENDATIONS HE MIGHT MAKE BEFORE ESTABLISHING ANY WARD LEVEL ADVISORY COMMITTEE, was made by Councilman Johnson, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-M-d.            A MOTION SUPPORTING THE RESOLUTION RECENTLY ADOPTED BY THE NEWARK HOUSING AUTHORITY BOARD OF COMMISSIONERS WITH REGARD TO THE 25% SET ASIDE FOR MINORITY CONTRACTORS; FURTHER, NOTIFYING CONTRACTORS; FURTHER NOTIFYING LOCAL OFFICIALS OF THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OF THE NEWARK MUNICIPAL COUNCIL' SUPPORT OF SAID HOUSING AUTHORITY RESOLUTION, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-M-e.            A MOTION COMMENDING JEAN PAL'MBO OF THE NEWARK HUMAN RIGHTS COMMISSION FOR HER EFFORTS ON BEHALF OF THE AMERICAN HOSTAGES BEING HELD IN IRAN; FURTHER, RECOGNIZING FELLOW COUNCILMAN DONALD TUCKER FOR HIS INITIATIVE IN SPONSORING A SUCCESSFUL CITY HALL RALLY ON TUESDAY, DECEMBER 18, 1979, TO DEMONSTRATE THE SOLIDARITY OF AREA CITIZENS CONCERNING THE AMERICAN HOSTAGES IN IRAN, was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-M-f.

A MOTION STRONGLY URGING THE BELL TELEPHONE COMPANY TO DO ALL IN ITS POWER TO IMMEDIATELY NOTIFY ITS CUSTOMERS, THAT PERSONS ARE GAINING ILLEGAL ENTRANCE TO SENIOR CITIZEN APARTMENT UNITS IN NEWARK BY POSING AS TELEPHONE REPAIRMEN, IN ONE INSTANCE, A SENIOR CITIZEN WAS ROBBED AND SEVERELY BEATEN AFTER ADMITTING SUCH A PERSON; FURTHER, REQUESTING POLICE DIRECTOR WILLIAMS TO MAKE EVERY EFFORT TO STRENGTHEN THE POLICE FORCE IN AND AROUND SENIOR CITIZENS HOUSING COMPLEXES IN ORDER TO PREVENT FURTHER TRAGEDIES OF THIS SORT, was made by Temporary President Grant, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE TIME SCHEDULE UTILIZED BY PET-AM CO. FOR THE COLLECTION OF REFUSE IN THE SOUTH WARD. THIS REQUEST IS BASED ON INFORMATION PROVIDED TO COUNCIL WHICH INDICATES THAT REFUSE COLLECTION IS BEING PERFORMED AS EARLY AS 5:00 A.M., WHICH DOES NOT PERMIT RESIDENTS OF THE SOUTH WARD TO DISPOSE OF THEIR GARBAGE ON A TIMELY BASIS, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF PATROLMAN ANTHONY LORDI, JR., A TWENTY-TWO YEAR VETERAN OF THE HILLSIDE POLICE DEPARTMENT, WHO GAVE HIS LIFE IN THE PROTECTION OF OTHERS ON DECEMBER 15, 1979, was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

7-M-i.

A MOTION RECOGNIZING YVETTE RICHARDSON FOR HER OUTSTANDING SERVICE TO THE COMMUNITY AS A STAFF AIDE TO COUNCILMAN SHARPE JAMES; FURTHER CONGRATULATING HER ON HER RECENT APPOINTMENT AS A STAFF MEMBER TO UNITED STATES SENATOR BILL BRADLEY AND EXTENDING BEST WISHES FOR FUTURE SUCCESS, was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.



COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 16, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR CIVILIAN ACTIVITIES COORDINATOR AND TO CREATE THE TITLE AND SALARY RANGE FOR CIVILIAN ACTIVITIES OFFICER)."

(Civilian Activities Officer                      \$22,441.                      \$23,188.                      \$23,934.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 2, 1979 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani.

No: Councilman James.

Not Voting: Councilmen Carrino, Temporary President Grant.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 4, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT TITLE 24, TAXICABS, SECTIONS 24:1-1; 24:1-25(a)(1); AND 24:1-57(c) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED. (TAXICAB FARE RATES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-c, on page 5 in the minutes of this meeting)

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 10, 1979, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SOUTH 16TH STREET."

(South 16th Street, East side, from Central Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 2,

December 19, 1979

1980 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 10, 1979, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, SECTION 24:1-22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (PARTITION BETWEEN DRIVER AND PASSENGER SECTIONS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

8-e. The City Clerk presented PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE POSITION AND SALARY RANGE FOR SENIOR BUDGET EXAMINER, CITY CLERK)."

(Copy of ordinance submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-b, on page 4 in the minutes of these meetings)

#### PETITIONS.

None.

#### PENDING BUSINESS ON THE CALENDAR.

None.

#### NEW BUSINESS ON THE CALENDAR.

None.

#### MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from November 28, 1979 to December 11, 1979:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Residents for Community Action	7828 (Amended)
St. Aloysius Roman Catholic Church	7922 (Amended)
St. Francis Xavier Roman Catholic Church	7933 (Amended)
St. Michael's Church	7949 (Amended)
St. Michael's Seton Library Guild	7950 (Amended)
St. Martin Deporres Educational Association Queen of Angels School	8009 (Amended)
Congregation Chevra Anshe Lubovitz	8089
Residents for Community Action	8090
Congregation Ahavas Sholom	8091
St. Rocco School - Parent Teachers Association	8092
St. John's Ukrainian Catholic Church	8093
Immaculate Conception Church	8095
Immaculate Conception Church - General Committee	8096

Senior Citizen No. 32

North Ward Educational & Cultural Center

Senior Citizen No. 33

Branch Brook Park Manor

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church of Vailsburg	8027 (Amended)
Clinton Memorial A.M.E. Zion Church	8094
Our Lady of Fitima Church	8097
Sacred Heart Church	8098
Sacred Heart Church	8099

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,  
Temporary President Grant.

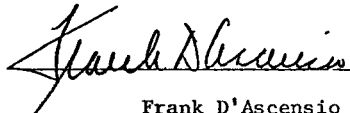
December 19, 1979

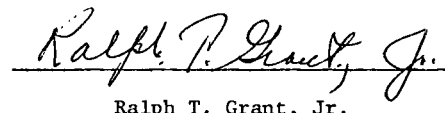
ADJOURNMENT.12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Ralph T. Grant, Jr.  
Temporary President

The year end meeting of the Municipal Council of the City of Newark, New Jersey, scheduled to close out the City's business for the year 1979, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr., Temporary President was made by Councilman Carrino, seconded by Councilman Martinez.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr. Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Villani.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Martinez, Villani, Temporary President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Johnson arrived 1:15 P. M.)

Temporary President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 2, 1979 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 28, 1979 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

ORDINANCES ON FIRST READING.

Temporary President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, ADOPTED FEBRUARY 17, 1971, ENTITLED "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% PARKING TAX ON FEES FOR PARKING, GARGAGING, OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," TO EXTEND SAID ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

December 28, 1979

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Villani,  
Temporary President Grant.

Temporary President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 16, 1980.

6-F-b.

The City Clerk read AN ORDINANCE TO EXTEND AN ORDINANCE IMPOSING A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK, ORDINANCE 6-S & F-m, JANUARY 4, 1978, AS AMENDED BY ORDINANCE 6-S & F-k ADOPTED JANUARY 3, 1979, TO IMPOSE FOR 1979 A RATE OF ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JANUARY 1, 1980.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Villani,  
Temporary President Grant.

Temporary President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 16, 1980.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

December 28, 1979

A BOND ORDINANCE APPROPRIATING \$9,001,500. FOR SCHOOL CAPITAL PROJECTS NO. 5079 AND NO. 5979 IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$9,001,500. QUALIFIED SCHOOL BONDS FOR FINANCING THE APPROPRIATION.

WHEREAS, the Board of Education of the City of Newark has determined by resolution that it is necessary to raise the aggregate amount of \$20,226,500 for various capital projects described therein and has delivered a statement to that effect to each member of the Board of School Estimate; and

WHEREAS, the Board of School Estimate has determined that \$20,226,500 is necessary for such projects and has certified this amount to the Board of Education and the Municipal Council; and

WHEREAS, the Municipal Council has determined by resolution to issue bonds to finance these projects and to make application to the Commissioner of Education to qualify these bonds; and

WHEREAS, the State Board of Education has determined by resolution that only certain projects described in the afore-said resolutions, being Capital Project No. 5079 and Capital Project No. 5979, are entitled to be financed at this time by the issuance of qualified bond in the aggregate amount of \$9,001,500, now, therefore

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of Title 18A, Education, of the New Jersey Statutes, the aggregate sum of \$9,001,500 is hereby appropriated by the City of Newark, New Jersey for the projects and in the amounts described below:

December 28, 1979

<u>Capital Project No.</u>	<u>Description</u>	<u>Amount</u>
5079	The reconstruction of roofs, walls and windows at 36 schools including Abington Avenue, Alexander Street, Ann Street, Arts High, Barringer High, Bergen Street, Boylan Street, Bragaw Avenue, Burnet Street, Camden Middle, Central High, Chancellor Avenue, Cleveland, Roberto Clemente, Clinton Place Jr., Dayton Street, Eighteenth Avenue, Fifteenth Avenue, First Avenue, Franklin, Hawkins Street, Hawthorne Avenue, Maple Avenue (Phase I), Miller Street (Phase I), Newton Street, Oliver Street, Peshine Avenue (Phase I), Ridge Street, Seventh Avenue, South 17th Street, Speedway Avenue, Sussex Avenue, Vailsburg High, Warren Street, Webster and West Kinney High Schools.	\$ 8,651,500
5979	Removal of Asbestos at Various Schools (Phase I)	<u>350,000</u>
TOTAL:		\$ 9,001,500

Section 2. In order to finance the costs of the projects described in Section 1 of this ordinance, negotiable bonds are hereby authorized to be issued in the principal amount of \$9,001,500 pursuant to Chapter 24, Title 18A, Education, of the New Jersey Statutes.

Section 3. Each of the bonds authorized herein shall be designated "School Bond" and shall contain a recital that it is issued pursuant to Title 18A, Education, of the New Jersey Statutes and is entitled to the benefits of the provisions of the School Qualified Bond Act, P. L. 1976, c. 39 (N.J.S.A. 18A:24-85 et seq.). The bonds shall be coupon bonds registrable as to principal only or as to both principal and interest. The form, date, denominations and interest rate of the bonds shall be as hereafter determined by resolution of the Municipal Council. The bonds shall mature in accordance with the schedule



approved by the Local Finance Board pursuant to N.J.S.A. 18A:24-89 or N.J.S.A. 18A:24-90, but in no event later than 30 years from their date of issuance.

Section 4. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds of the City pursuant to N.J.S.A. 18A:24-92, subject to such terms or conditions imposed thereunder by the Commissioner of Education. All temporary notes or loan bonds issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no temporary note or loan bond shall mature later than one year from its date. The temporary notes or loan bonds shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with temporary notes or loan bonds issued pursuant to this ordinance, and the chief financial officer's signature on the temporary notes or loan bonds shall be conclusive evidence as to all such determinations. All temporary notes or loan bonds issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3. The chief financial officer is hereby authorized to sell part or all of the temporary notes or loan bonds from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the Municipal Council at the meeting next succeeding the date when any sale or delivery of the temporary notes or loan bonds pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the temporary notes or loan bonds sold, the price obtained and the name of the purchaser.

Section 5. Within 10 days after the issuance of the bonds or notes authorized hereunder, the chief financial officer of the City shall certify to the State Treasurer the name and address of the paying agent and the maturity schedule, interest rate and date of payment of debt service for the qualified bonds.

Section 6. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bonds. The bonds shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for payment of the bonds and interest thereon without limitation of rate or amount.

Section 8. This ordinance shall take effect 10 days after the first publication thereof after final adoption, as provided by law; provided that the certification of the Commissioner of Education has been endorsed hereon pursuant to N.J.S.A. 18A:24-88(d) and provided that the consent of the Local Finance Board has been endorsed hereon pursuant to N.J.S.A. 18A:24-89(b).

Temporary President Grant called for those desiring to be heard on the amendment to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Villani,  
Temporary President Grant.

Temporary President Grant: The yeses are six and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for this approval or disapproval.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION APPOINTING CONSTABLES FOR A ONE YEAR TERM FROM JANUARY 1, 1980 AND DECEMBER 31, 1980 AND APPROVING THEIR BONDS AS TO SUFFICIENCY. (HERBERT P. GALLAGHER, BENJAMIN J. JOHNSON, III, HARRY ROMAN, DANIEL SKROBICK, LOUIS J. STANZIONE, JR. AND RENALDO TAYLOR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Villani,  
Temporary President Grant.

7-R-b. RESOLUTION REAPPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1980. (JAMES CEMPROLA, JAMES MALANGA, JULIUS RITONNALE AND FRANK STAFKEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Villani,  
Temporary President Grant.

(Councilman Johnson arrived 1:15 P. M.)

7-R-c. RESOLUTION REAPPOINTING 13 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1980. (ARSON SQUAD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-d.                    RESOLUTION REAPPOINTING 183 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-e.                    RESOLUTION APPROPRIATING \$49,657,503.55, AS TEMPORARY APPROPRIATIONS PRIOR TO  
THE ADOPTION OF 1980 OPERATING BUDGET OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-f.                    RESOLUTION ESTABLISHING TEMPORARY APPROPRIATIONS FOR WATER UTILITY AND  
DEFERRED CHARGES AND STATUTORY EXPENSES, WATER UTILITY-\$3,695,658.33.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Councilman Martinez, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-g.                    RESOLUTION PROVIDING FOR TEMPORARY APPROPRIATIONS FOR MUNICIPAL DEBT SERVICE-  
\$7,344,535.; LOCAL DISTRICT SCHOOL PURPOSE-\$12,247,234. AND DEDICATED REVENUE-DIVISION  
OF WATER UTILITY DEBT SERVICE-\$1,358,895.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-h.      RESOLUTION CANCELLING RECEIVABLE AND RESERVE ACCOUNT IN AMOUNT OF \$568,486. :  
FOR TREATMENT ALTERNATIVES TO STREET CRIME.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-i.      RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR TRAINING AND  
ORGANIZATIONAL DEVELOPMENT IN AMOUNT OF \$1,250.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-j.      RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN THE AMOUNT OF \$43,557.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-k.      RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$312,661.12.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-1.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$9,359.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
 Temporary President Grant.

7-R-m.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$50,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
 Temporary President Grant.

7-R-n.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$138,835.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
 Temporary President Grant.

7-R-o.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$73,014.19.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
 Temporary President Grant.

7-R-p.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$647,718.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-q.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION  
PROJECT FOR THE ELDERLY IN AMOUNT OF \$112,464,79.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-r.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR DEMONSTRATION  
NEIGHBORHOOD PRESERVATION PROJECT IN AMOUNT OF \$96,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-s.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR MUNICIPAL COURT  
MANAGEMENT IMPROVEMENT PROJECT IN AMOUNT OF \$26,202.86.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-t. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR WBCO-FM IN AMOUNT OF \$11,294.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-u. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR TALENT SEARCH IN AMOUNT OF \$550.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker,  
Temporary President Grant.

7-R-v. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SAFE AND CLEAN NEIGHBORHOODS PROGRAM IN AMOUNT OF \$45,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-w. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER FOOD PROGRAM IN AMOUNT OF \$581,925.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.



December 28, 1979

7-R-x.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER FOOD  
PROGRAM IN AMOUNT OF \$521,458.65.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-y.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER FOOD  
PROGRAM IN AMOUNT OF \$302,175.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-z.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHILD CARE FOOD  
PROGRAM IN AMOUNT OF \$141,360.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-ba.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER FOOD  
PROGRAM IN AMOUNT OF \$3,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bb. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER FOOD PROGRAM IN AMOUNT OF \$178,517.10.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bc. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR GREEN ACRES LOCAL ASSISTANCE PROGRAM IN AMOUNT OF \$81,011.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bd. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR PEQUANNOCK WATERSHED RECREATIONAL FACILITY IN AMOUNT OF \$200,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-be. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUNG ADULT CONSERVATION CORPS. IN AMOUNT OF \$40,446.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bf.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUNG ADULT CONSERVATION CORPS. IN AMOUNT OF \$270.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, Temporary President Grant.

7-R-bg.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR W.I.C. PROGRAM IN AMOUNT OF \$14,927.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, Temporary President Grant.

7-R-bh.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR W.I.C. PROGRAM IN AMOUNT OF \$19,706.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, Temporary President Grant.

7-R-bi.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR W.I.C. PROGRAM IN AMOUNT OF \$70,375.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, Temporary President Grant.

December 28, 1979

7-R-bj.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR W.I.C. PROGRAM  
IN AMOUNT OF \$254,915.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bk.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR W.I.C. PROGRAM  
IN AMOUNT OF \$130,615.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bl.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT  
INSECT CONTROL PROGRAM IN AMOUNT OF \$22,160.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bm.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT  
INSECT CONTROL PROGRAM - TITLE X IN AMOUNT OF \$113,700.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bn.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT  
INSECT CONTROL PROGRAM IN AMOUNT OF \$2,843.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bo.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT  
INSECT CONTROL PROGRAM IN AMOUNT OF \$102,815.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bp.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR MULTIPHASIC  
DRUG TREATMENT PROGRAM IN AMOUNT OF \$131,937.16.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bq.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR MULTIPHASIC  
DRUG TREATMENT PROGRAM IN AMOUNT OF \$109,875.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

December 28, 1979

7-R-br.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR MULTIPHASIC  
DRUG TREATMENT PROGRAM IN AMOUNT OF \$116,300.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bs.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR MULTIPHASIC  
METHADONE MAINTENANCE PROGRAM IN AMOUNT OF \$217,216.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker,  
Villani, Temporary President Grant.

7-R-bt.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR PUBLIC HEALTH  
PRIORITY FUNDING PROGRAM IN AMOUNT OF \$97,550.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker,  
Villani, Temporary President Grant.

7-R-bu.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR ALCOHOLISM  
CONTROL PROGRAM IN AMOUNT OF \$59,552.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bv.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NON-EMERGENCY  
TRANSPORTATION PROGRAM IN AMOUNT OF \$122,171.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bw.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR TASK FORCE  
PROGRAM IN AMOUNT OF \$2,267.45.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bx.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR TASK FORCE  
PROGRAM IN AMOUNT OF \$92,050.72.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-by.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR WORK STUDY  
PROGRAM IN AMOUNT OF \$3,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-bz.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUB-REGIONAL  
TRANSPORTATION PLANNING GRANT IN AMOUNT OF \$25,600.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-ca.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CIVILIAN CAB  
STARTER PROGRAM IN AMOUNT OF \$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Temporary President Grant, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cb.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUB-REGIONAL  
TRANSPORTATION PLANNING GRANT IN AMOUNT OF \$1,457.21.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cc.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR R.S.V.P. IN  
AMOUNT OF \$76,277.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.



7-R-cd.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR INTERGOVERNMENTAL PERSONNEL ACT GRANT IN AMOUNT OF \$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-ce.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR ECONOMIC GROWTH & DEVELOPMENT CORPORATION IN AMOUNT OF \$195,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cf.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR ECONOMIC PLANNING GRANT IN AMOUNT OF \$50,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cg.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHILDHOOD LEAD POISONING PREVENTION PROJECT IN AMOUNT OF \$93,827.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

December 28, 1979

7-R-ch.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHILDHOODLEAD POISONING PREVENTION PROJECT IN AMOUNT OF \$11,782.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-ci.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHILDHOODLEAD POISONING PREVENTION PROJECT IN AMOUNT OF \$87,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cj.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR 701 COMPREHENSIVEPLANNING GRANT IN AMOUNT OF \$31,434.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-ck.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR 701 COMPREHENSIVEPLANNING GRANT IN AMOUNT OF \$19,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cl.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR 701 COMPREHENSIVE PLANNING GRANT IN AMOUNT OF \$1,367.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cm.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NEIGHBORHOOD FACILITIES GRANT IN AMOUNT OF \$606,758.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilman Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cn.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR OPEN SPACE PROGRAM IN AMOUNT OF \$335,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-co.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR ENVIRONMENTAL IMPROVEMENT PROGRAM IN AMOUNT OF \$18,553.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

716 7-R-cp.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR AIR POLLUTION  
CONTROL PROGRAM IN AMOUNT OF \$22,934.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Temporary President Grant and declared adopted by Temporary President Grant by the  
following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cq.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR RESOURCE  
RECOVERY PROJECT IN AMOUNT OF \$23,424.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman James and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cr.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE II, B, FY-80 IN AMOUNT OF \$5,369,196.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilman Carrino and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cs.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE II D, FY-80 IN AMOUNT OF \$850,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Martinez and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-ct.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SKILLS TRAINING  
& IMPROVEMENT PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III IN AMOUNT  
OF \$350,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Johnson and declared adopted by Temporary President Grant by the following

December 28, 1979

votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cu.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUTHCOMMUNITY CONSERVATION IMPROVEMENT PROGRAM, COMPREHENSIVE EMPLOYMENT & TRAINING ACT.\$60,760.00

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cv.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUTHEMPLOYMENT & TRAINING PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE IIIIN AMOUNT OF \$450,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant,  
seconded by Councilwoman Villani and declared adopted by Temporary President Grant by  
the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cw.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR HIRE II,COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE II IN AMOUNT OF \$100,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Councilman Carrino and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cx.RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR EXEMPLARY IN-SCHOOL YOUTH DEMONSTRATION PROJECT, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLEIII IN AMOUNT OF \$119,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman Bottone and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

December 28, 1979

7-R-cy.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR VENTURES  
IN COMMUNITY IMPROVEMENT COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE III IN AMOUNT  
OF \$216,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-cz.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUTH  
EMPLOYMENT AND TRAINING PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III IN  
AMOUNT OF \$450,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-da.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUTH  
COMMUNITY CONSERVATION IMPROVEMENT PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING  
ACT, TITLE III IN AMOUNT OF \$289,240.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-db.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SKILLS TRAINING  
& IMPROVEMENT PROJECT, COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE III IN AMOUNT  
OF \$333,794.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,

Temporary President Grant.

7-R-dc.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR EXEMPLARY IN-  
SCHOOL YOUTH DEMONSTRATION PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE  
III IN AMOUNT OF \$56,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant,  
seconded by Councilman Bottone and declared adopted by Temporary President Grant by  
the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-dd.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE  
EMPLOYMENT AND TRAINING ACT, TITLE VI, FY-79 IN AMOUNT OF \$250,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by  
Temporary President Grant and declared adopted by Temporary President Grant by the  
following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-de.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER YOUTH  
EMPLOYMENT PROGRAM, COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE IV IN AMOUNT OF  
\$1,100,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by  
Councilman James and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-df.                    RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR EXEMPLARY IN  
SCHOOL DEMONSTRATION PROJECT, COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE IV IN  
AMOUNT OF \$191,682.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by  
Councilman Carrino and declared adopted by Temporary President Grant by the following  
votes:

December 28, 1979

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-dg.            RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUTH  
EMPLOYMENT & TRAINING PROJECT, COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE IV IN  
AMOUNT OF \$475,381.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by  
Councilman Martinez and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-dh.            RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR YOUTH COMMUNITY  
CONSERVATION IMPROVEMENT PROGRAM, COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE IV  
IN AMOUNT OF \$59,752.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by  
Councilman Johnson and declared adopted by Temporary President Grant by the following  
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-di.            RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE  
EMPLOYMENT & TRAINING ACT, TITLE VI, FY-80 IN AMOUNT OF \$2,288,151.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by  
Temporary President Grant and declared adopted by Temporary President Grant by the  
following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-dj.            RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR PRIVATE SECTOR  
INITIATIVE PROGRAM COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE VII IN AMOUNT OF  
\$25,000.

(Copy of resolution and correspondence submitted to each Member of the Council)



7-R-dk.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR PRIVATE SECTOR INITIATIVE PROGRAM, COMPREHENSIVE EMPLOYMENT & TRAINING ACT, TITLE VII, FY-80 IN AMOUNT OF \$226,641.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-dl.

RESOLUTION CANCELLING PART OR ALL OF THE ENCUMBERED BALANCES IN BUDGET APPROPRIATIONS FOR 1979 FOR THE CURRENT FUND ACCOUNT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

7-R-dm.

RESOLUTION CANCELLING PART OR ALL OF THE ENCUMBERED BALANCES IN BUDGET APPROPRIATIONS FOR 1979 FOR THE WATER UTILITY UTILITY FUND.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,  
Temporary President Grant.

Temporary President Grant informed Director Williams this Council is in receipt of three resolutions from Police Chief Zizza appointing certain personnel to serve as special police officers for the coming calendar year. One particular policeman's name is not on that list. Prior to this list being submitted, this particular special policeman Mr. David Morton approached several members of the Municipal Council indicating that Chief Zizza had indicated to him that he would "get" him this time and not reappoint him. The Council wants to know whether or not this is a final action on his part with a temporary suspension or just what it is.

722

Director Williams replied in the opinion of the Police Department, David Morton is not fit to be a special police officer because of his conduct and his record.

Councilman Martinez questioned whether he has been brought up on charges.

Director Williams said he is talking about violations of the criminal law and violations of conduct that is expected of anyone who carries a gun and he is talking about the law specifically, the Attorney General's opinion, which rests within the power of the Chief of Police as the authority to dismiss without cause.

Councilman Carrino stated it is not a personal thing that somebody was out to "get" Mr. Morton. It's a verifiable thing that in the opinion of the Police Department, that he should not be a special policeman.

Director Williams stated David Morton has a substantial record which he will not disclose at this time. Mr. Morton, in the opinion of the Chief of Police and in his opinion is not fit to be a special policeman authorized to carry a gun because of the way he has abused his authority.

Councilman James stated he is very pleased to hear Director Williams indicate that his concern is for men who are righteous. He believes the information that the Director has on Mr. Morton has already been presented to Council Members. He posed the following question. "Are the charges against Mr. Morton, which you find so frightening, are there any men in uniform serving the City of Newrk as part of Newark's finest, are there any men in uniform serving having committed the same wrongdoing as you indicate that Mr. Morton has been found guilty of?"

Director Williams replied special police officers are different than regular police officers. They're treated differently under the law. The rules of conduct and the methods of dismissal are different. He fired a police officer yesterday. He terminated him from the Police Department.

Councilman James said he is glad to hear the Director further clarify his position by stating that special police officers and police officers are different and he is quite sure he would follow that and say that police officers have higher standards. He is sure the Director would say that they too should set even a higher example than the specials who come without Civil Service Examinations, who come without all of the other departmental tests, the psychological tests and other requirements that we require of our finest so he posed the question again. "Are the charges which the Director indicated that Mr. Morton has been guilty of, are there any men in uniform to date having been found guilty of similar charges serving among Newark's 941 police officers?"

Director Williams replied there is no individual who is a uniformed member of our force who has a record comparable to that of David Morton in terms of the number of charges, that he's had in violation of criminal law and the overall extent of his record. There are police officers that have had violations against them. When

those officers in fact come up, they are, many of them are terminated as was the case yesterday. Some of them are terminated for a period, suspended for a period of months, but no one ever reached the point where he's had case after case against him and is retained in the service of the Police Department. The issue, the question is raised, is there anyone that has a similar charge the answer to that is "yes", there are people with similar charges, but he doesn't believe that that's dispositive because that does not look at David Morton in comparison with other officers unless you take a look at both the scope and extent of the charges that he's had over a period of time. Then the answer would be "no". He singularly distinguishes himself from anybody else in the Police Department.

Councilman James stated he would pose his last question. He is not of the opinion Mr. David Morton was first licensed last year. He believes he has served in his capacity for several years. It was only last year that the Chief of Police and he assumes in consent with the Director since the Director is here defending his recommendation today, recommended that Mr. Morton not be reinstated as a special police officer and the document which was before the Council at that time was based on the fact that he had committed assault and battery on a citizen on Branford Place. He would like to ask the Director whether David Morton has been found guilty of any crime or wrongdoing other than the assault and battery charge which motivated the recommendation to Council last year since he was good up to that time?

Director Williams replied number one, the proposition that he was good totally ignores the history of this individuals service to the Department.

Councilman James said he takes exception to that. His office recommended him in 1978, 1977, 1976, 1975. The Director is now telling us that during those recommendations from his office he was sending us individuals who were not qualified for Council confirmation. Let's go back for several years, from 1970 through 1978, his office sent us his name for confirmation, was he unqualified at that time?

Director Williams replied during the course of the officers service to our Department, a number of methods were attempted to attain proper performance by this individual. We have only reached this point after totally exhausting every possible reasonable means and we were absolutely compelled now to terminate him because we are totally convinced that he is not of the character to bear a gun based on his behavior as an officer.

Councilman James felt the Director should base his action on his last tour of duty whether he was acceptable at that time. He takes exception to the Director's

December 28, 1979

statement that he was good in 1978 when he made his recommendation to this Body but now looking over the total record he was never really good based on something in 1974, 1975, 1976 and 1977. He believes as he indicated to us and Mr. Zizza made himself quite clear he was not recommending him because of the assault and battery charge brought against him on Branford Place. That was given to us in writing. That's the charge, the reason he stated that he was not going to make a recommendation and he is suggesting to the Director that similar charges have been brought against police officers presently serving in uniform. There has been no action by the Police Department or by the Director personally to have their job taken away and he thinks we ought to understand that we are talking about a mans' livelihood. Yes, he was brought up on assault and battery charges and he would agree that perhaps he exercised his duty perhaps too harshly in the past and he thinks it has been this Body that has so told him this but he knows no incident since the assault and battery charge that would show this Body and the Director's Office that he has been disrespectful to our position that perhaps he ought to change the method in which he conducts himself on Branford Place. We are aware of the assault and battery charge lodged against Mr. Morton but he is not of the opinion that he has been worse since that period of time and he would like to believe that if anything, his conduct has significantly improved and the Directors action today is to recommend that he be denied a livelihood and he thinks it's a poor recommendation on the Directors part.

Director Williams replied he shares with the Councilman the concern that officers should not be allowed to bear arms and to continue in the service who have demonstrated that they cannot in fact meet the standards. He derived that from the Councilman's statement with respect to other officers in the Department of Police in general. He thinks it's significant to note that this individual uniquely distinguished himself beyond all other officers, beyond any special police in the service. He uniquely, in terms of his behavior, which has been a history of excessiveness, has done things that the Councilman used to cry out against in the earlier days in the South Ward when we talked about excessive use of force. This individual has distinguished himself amongst all others. He is not fit to serve and should not serve.

Councilman Johnson said he would like to have copies of the documents that the Director is referring to, which has the various charges he is citing.

Director Williams replied he will be happy to provide any information that the Law Department instructs us that we are legally capable of providing. There are laws governing the records of individuals of criminal conduct, laws of privacy, things

December 28, 1979

of that nature. Any of those records that would not fall within that scope that we can share we have always maintained the posture that the Council is the legislative arm of our government and should have as much information as possible. It is important to know that certain areas of the police operations are confidential to the Department of Police and certain areas of our responsibility are governed by law, not without our discretion.

Assistant Corporation Counsel James stated he thinks that before the Law Department can properly rule on the eligibility of these documents, which of course he has not had an opportunity to do, that we would examine them and determine whether or not they are confidential and are of such a nature that the Director could not make them available to Council. We ask an opportunity to do that and of course he thinks we could not do that today but we'll do it by obtaining from the Director copies of the documents to which he has referred and they will analyze them and give a ruling immediately.

Councilman Johnson stated he is glad to hear now that consideration or a higher priority is now being put upon the scrutiny of officers who have charges of assault and battery against them as to their ability to continue performance in the capacity on a day to day operational level on the Police force. He has had a personal situation as the Director is aware of and he is glad to hear that now his office is going to look into these situations and give more priority to assessing the individuals involved. With respect to the Mr. Morton, he has been very much a part of cleaning up Branford Place and he believes over the last several years he has received several commendations from merchants located on Branford Place and Newark citizens. What kind of consideration is being made at this point based on the type of performance he has put forth as far as cleaning up one of the major downtown arteries.

Director Williams replied he does not accept the proposition that Branford Place is cleaned up based on complaints that he gets from Branford Place. Secondly, whatever commendations he has received, are pale in the light of his record. His record is absolutely atrocious, unbelievable. It is difficult to imagine, as Councilman James has suggested, that he has continued in the service so long. We are totally committed at this point to his severance.

Councilman Bottone noted the last time his name came before them, he believes it was a year ago and he had rejected that person at that time and the Council at that time saw fit to override his decision. Has the man's record improved or has it changed or have any other charges been placed against him since last year.

December 28, 1979

Director Williams replied in 1979, March 22, March 23, July 5, April 24, those are the dates he sees immediately in 1979.

Councilman Bottone said what he is trying to bring about is, are the charges now the same charges that he had before or when he was given the authority to be a special policeman and now is he being deprived of that job with the same charges only now they are more current. Are these any deeper charges?

Director Williams replied what he has enumerated are do novo charges occurring during the calendar year of 1979, they are not the charges that occurred in previous years.

Temporary President Grant questioned Director Williams would he not agree that there is a possibility that based on Administrative policy, if an individual as an administrator, really wanted to terminate an employee that he could start developing a file that might reflect very petty nuisances and as a result that file becomes thicker and certainly adds fuel to the fire when the date comes.

Councilman Martinez questioned whether these criminal charges were brought against him by the plaintiff in the streets of the City of Newark.

Director Williams replied these are charges deriving from his conduct where there are complaints involved by the citizens.

Councilman Martinez asked if the case was heard in the court in the City of Newark?

Director Williams replied some of the cases have been heard. Some of the cases are pending.

Councilman Martinez questioned in 1979 was he found guilty in the courts of the City of the Newark or was he found guilty by the Police Department rules and regulations.

Director Williams replied many of the cases are pending for 1979.

Councilman Martinez said he wants to repeat the question. In 1979 there were criminal charges brought against Mr. Morton by complainants in the City of Newark, were they brought before the courts in the City of Newark and was he found guilty in the courts of criminal misconduct.

Director Williams replied it's not ascertainable by his record whether or not the cases have been disposed of and a guilty verdict found. There has been an incident aside from the one Council is concerned with on Branford Place that has been one of the

December 28, 1979

major factors in this overall thing. The Police Department last year, as you know, recommended that David Morton not continue to serve in the capacity of Special Police Officer, Council saw fit to override that recommendation at that time. The Police Department is quite emphatic in its position that David Morton is not fit to be a Special Police Officer. The Police Department cannot be held accountable for anything that David Morton may do as a Special Police Officer, if he is in fact given the power to carry a gun and if he conducts himself the way he has done in the past.

Councilman James felt the Director should be mindful that this Body cannot appoint anyone a Special Police Officer unless the recommendation is coming from the Police Department, specifically, the Director and the Chief of Police. Thus any statement that Mr. Morton somehow can become a Special Police Officer other than by his recommendation is not possible, that's the reason the Director is here.

Councilman James continued he is really surprised by the Director's remarks, for when a police officer apprehended the wrong gentleman on a motorcycle which he is very much aware of on Scheerer Avenue, they were chasing someone and they assumed that this individual who was getting married coming out on a motorcycle, they apprehended the right person, they beat him up which you were made aware of at the Area Board 358 Osborne Terrace, then they realized they made a mistake, it was the wrong person they were chasing and you refused to suspend that officer. You refused to bring charges against that officer and nothing happened to that officer and that person was beaten up and put in the hospital and for the Director now to tell this Body how concerned he is about Mr. Morton being incompetent. We should be honest, we're alluding to this assault and battery charge because that's what we're all talking about. We're all talking about the assault and battery charge against him and he just finds it's a dual standard that now we want to get rid of someone and we're talking about all these standards and all these concerns. But when incidents of brutality, outright brutality outright hostility, and wrongdoing against Joe Doe citizen, appears he has not stood up in front of anyone and had this same type of strength of character about men in uniform and upholding law and order and justice. He was at a meeting when a young lady stood there, pointed her finger at the Director and we meet here and Council President Earl Harris knows that young lady and she said, "Shame on you, Hubert Williams, shame on you." And I'm just saying that we are setting up a dual standard. If we're going to worry about Dave Morton not being a credit to the Department and he accepts the Director's remarks, Then he thinks we ought to be consistent in that

December 28, 1979

posture when it is on other individuals because he believes that Chief Zizza has simply said he doesn't want it, he's going to get him and this is the opportunity and you are supporting that request. He thinks we are simply taking an individuals job away and his only fault is that he has acted too tough at times.

Director Williams replied the rules and regulations governing behavior of special policemen are not the same as for Police Officers. It is up to the discretion of the Director with respect to how he handles disciplinary actions against officers. On the one hand he's criticized for being too tough and others criticize me for being too soft. It is difficult to find the balance in this job as Director of Police. He recognizes that times are tough, people need to make a living and that it is not a thing that he takes any delight in doing at all. When he gets rid of an officer it is because he has just reached a point where in his opinion and in the opinion of the Department there's no other alternative but to do that as is the case here. It's not a question of revenge. He has no personal intimate knowledge other than what he has done in performance. He knows of no vendetta that anybody has against this officer. But those issues are always raised every time an individual is disciplined in the Department, particularly when it becomes necessary to take the kind of action that has been taken in this incident. He thinks that the Council and others are duly concerned about the individual's livelihood, the same concern should be shown to the people that are at the other end of it, those people that are recipients of the police service. He would hope that Council would be supportive when we do in fact exercise discipline because he gets the feeling talking to a number of Councilmen that they would like the ship run stern and fair and that's what he is trying to do.

Councilman Martinez said he realizes the Director is probably in a difficult position and he can recall times when he had conversations with him. It has always been his position, see policemen arrested, indicted, gone to jury trial, suspended without pay and then found not guilty in court, returned to duty and this Council had to refund them all of their back pay and he thinks our conversations with the Director, he would say, "Director, why can't we keep these guys on the job, maybe take away their gun, put them behind the desk, utilize the services because they may be found not guilty in our courts and we would have to reinstate them back to the job, and give them back pay." The reason he asked the question before, was Dave Morton found guilty in 1979 from your records, you indicate its not accessible at this point from your records. If he was found not guilty in the courts and assuming at this point



that he was found not guilty, was he brought up on any Police Department trial.

Director Williams replied under the law we are not required to bring them up on charges and we do not bring them up on charges as a general rule.

Councilman Martinez continued then we're indicating at this particular point that he has not been brought up on charges and we don't know and we're assuming that we don't know, in 1979 whether he was guilty or not, guilty in our courts and he is just taking the position that if he was found guilty on criminal conduct that perhaps this body would probably have no recourse. If we can't go to our courts and he would assume that all of these criminal conduct charges were charges here in the City of Newark before Part I or to the Grand Jury of Essex County was an indictable offense. If we can't make a phone call or if we can't get the record which was a public record to find out if that person was found guilty or not, he can't understand at this point in time are we saying that in 1979 that Dave Morton was accused of something, found not guilty in our courts but we're going to refuse him employment because of something that was alleged to have occurred.

Director Williams replied he thought he had made the Police Department's position clear. Based on the record of Dave Morton, based on his performance as a Special Police Officer and based on our supervision of him and our observation of his behavior it is absolutely clear that he is not fit to be a Special Police Officer and to carry a gun under the authority of law. The Police Department will not sanction that.

Councilman Grant questioned if there is any way that we can find out if in 1979 those charges that he's allegedly accused of doing, was he found guilty or not guilty in our courts.

Director Williams replied the Council has at its disposal the Law Department and also has more power in the Municipal Courts than we do. He is certain that any information of that nature can be gotten through any one of those sources.

Councilman Grant noted the only problem is we are not privy to the dates of the accused and the Director gave some of the dates, May, June, July, August or April. We are not privy to that information and he wouldn't want to call up any court on behalf of another person's charges of misconduct. He thinks it would be the duty of the Police Department to make those interrogatories questioning the courts whether he was found guilty or not guilty and he would assume that information would be part of his record. There are people today in the street, they'll make accusations against those

December 28, 1979

of authority without justifiable cause and he thinks we all have the right to go to court and he assumes Dave Morton went to court, if he went to court at all he was found guilty or not guilty. Can we act, prejudging, saying that if the courts found him not guilty are we now going to say you are guilty whether the courts found him guilty or not guilty.

Director Williams responded he wants to make that as emphatically clear as he knows how. It is irrelevant what the courts found. The police officer fired yesterday was found not to be indictable by the Grand Jury. It is not relevant. The Body of criminal law is distinguishable from the rules of adjudicative laws under which we serve. We will not allow standards that go to establish criminal culpability to determine what happens administratively within the Police Department.

MOTIONS.

7-M-a.

A MOTION THAT THE CITY CLERK'S OFFICE LOOK INTO THE POSSIBILITY OF REMOVING THE PICTURES OF THE VARIOUS MAYORS FROM THE COUNCIL CHAMBER WALLS AND REPLACING THOSE PICTURES WITH PICTURES OF THE COUNCIL MEMBERS IN THE COUNCIL CHAMBER; FURTHER TO FIND A SUITABLE LOCATION, SUCH AS THE ROTUNDA, SOMETHING THAT IS MORE SUITABLE FOR THE DISPLAY OF OUR PREVIOUS MAYORS, was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Temporary President Grant.

No: Councilwoman Villani.

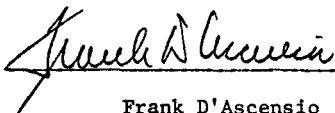
ADJOURNMENT.


12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Villani,  
Temporary President Harris.

This meeting adjourned at 2:15 P. M.

APPROVED:

  
\_\_\_\_\_  
Frank D'Ascensio  
City Clerk

  
\_\_\_\_\_  
Ralph T. Grant, Jr.  
Temporary President